

City Council Chamber, City Hall, Tuesday, June 15, 2004

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, June 15, 2004, Mayor Bill White presiding and with Council Members Toni Lawrence, Ada Edwards, Addie Wiseman, M. J. Khan, Pam Holm, Adrian Garcia, Carol Alvarado, Mark Ellis, Gordon Quan, Shelley Sekula-Gibbs, M.D., Ronald C. Green and Michael Berry; Mr. Dan Doherty, Senior Assistant City Attorney, Tax and Revenue Division, Legal Department; Mr. Richard Cantu, Director Mayor's Citizens Assistance Office; Ms. Marty Stein, Agenda Director present. Council Members Carol M. Galloway and Mark Goldberg out of the city on city business.

At 1:41 p.m. Mayor Pro Tem Alvarado called the meeting to order and stated that Council would begin with prayer and pledge and called on Council Member Quan. Council Member Quan invited Aba Philipos Kebede with the Ethiopian Orthodox Tewahedo Church to lead them in prayer and Council Member Quan led in the pledge of allegiance. Mayor White, Council Members Wiseman, Sekula-Gibbs and Green absent. Mayor Pro Tem Alvarado presiding.

At 1:43 p.m. the City Secretary called the roll. Council Members Galloway and Goldberg out of the city on city business. Mayor White, Council Members Wiseman, Sekula-Gibbs and Green absent. Mayor Pro Tem Alvarado presiding.

Council Members Khan and Quan moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Mayor White, Council Members Wiseman, Sekula-Gibbs and Green absent. Mayor Pro Tem Alvarado presiding. MOTION ADOPTED.

Council Member Edwards was recognized for a point of personal privilege and stated that a young lady and product of Acres Homes was a shining star in the community, she was a member of the Olympic Taekwondo Team and not able to be present, but invited her mother Ms. Duhart to the podium and presented her with a Proclamation for Nia congratulating her on her accomplishments. Ms. Duhart stated that she was proud to speak of her daughter Nia Abdallah and spoke of her many accomplishments, that she began about five years old and had now won seven times Texas State Champion, three times National Champion, two times U. S. Open Champion, Pan American team Member, Quebec Cup Champion, 2004 Olympian and they were seeking financial assistance and it would be appreciated. Mayor White, Council Members Wiseman, Sekula-Gibbs and Green absent. Mayor Pro Tem Alvarado presiding.

Council Members congratulated Nia and Council Member Ellis suggested all Council Members sign a letter to Mattress Max requesting financial support to her. Mayor White, Council Members Wiseman, Sekula-Gibbs and Green absent. Mayor Pro Tem Alvarado presiding.

## **HEARINGS**

1. **PUBLIC HEARING** on the City Budgets for the time period July 1, 2004 through June 30, 2005  
**1:30 P. M.** – was called.

The City Secretary began to call the speakers. Mayor White, Council Members Wiseman, Sekula-Gibbs and Green absent. Mayor Pro Tem Alvarado presiding.

Mr. Michael Brown, 9801 M. Harwin, Houston, Texas 77036 (713-553-7723) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Wiseman, Sekula-Gibbs and Green absent. Mayor Pro Tem Alvarado presiding.

Mr. Mike Sullivan, P. O. Box 339, Channelview, Texas 77530 (281-452-6200) appeared and stated that he was representing the Humble Independent School District as they were

concerned about the city's proposal to eliminate or drastically cut the funding for the DARE Program; it affected 900 fifth graders and touched another 6,000 students in the same schools and urged that the city continue for one more year which would give them time to properly allocate funding themselves, but without some city assistance they faced the possibility of not being able to provide such important curriculum. Council Members Wiseman, Quan, Sekula-Gibbs and absent.

Ms. Barbara McCormick, 1219 Boheme, Houston, Texas 77024 (713-869-7740) appeared, presented information and stated that she was president and CEO of Children at Risk a local children's advocacy group; that they hoped this year's budget would at least hold the line it held last year which was 84,688 child and maternal health encounters, but the 2005 budget reduced the target to 80,000; that they thanked them for not cutting more, but it was not good; that dental encounters were lower and asked that they monitor closely the waiting time for child health and maternity prenatal cares to see they really meet the goal of a 14 day waiting time and according to the Harris County Hospital District Plan the city clinics were second only to hospital district in number of patient visits. Council Member Wiseman absent.

Council Member Sekula-Gibbs thanked Ms. McCormick for all the wonderful work their program did and stated that federally qualified health centers had a role and a deadline of June 18th where there would be sic new applications for new clinics from the Harris County area and hopefully several would receive federal status which should provide some relief for uninsured and low income of all ages. Council Member Wiseman absent.

Upon questions by Council Member Quan, Ms. McCormick stated that Children at Risk had not monitored the DARE Program in the last years but it could be very effective and was sad it was eliminated from this year's budget projection.

Upon questions by Council Member Edwards, Ms. McCormick stated that so many children were uninsured and the state cuts devastated the CHIP Program and now many will not have healthcare; that she hoped when the City of Houston began to devise its 2005 legislative agenda they put strong legislation for that program and a conservative estimate for children without healthcare insurance would be 180,000.

Council Member Garcia stated that health care, after school programs, etc., all tied into keeping children healthy and safe and he looked forward in continuing to work with her.

Council Member Alvarado moved to close the haring, seconded by Council Member Quan. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-657 ADOPTED.

Mayor Pro Tem Alvarado invited Council Member Garcia and Senator Mario Gallegos, and State Representative Rick Noriega to the podium and stated that she had a special Proclamation; that Rick was called to duty and would be going to Afghanistan in August; and she and Council Member Garcia read part of the Proclamation whereby he was named 2001 Legislator of the Year among other titles and as a Major in the Army National Guard was heading to a war zone, saluted him and wished him continued success, and proclaimed June 15, 2004 as "Rick Noriega Day", in Houston, Texas. Mr. Noriega thanked the Mayor and Council for the Proclamation, introduced his family and coworkers, asked that all who serve in the armed services be kept in everyone's prayers and stated that he accepted the proclamation on behalf of each one of them.

The Mayor and Council Members thanked Mr. Noriega for his service in government and the armed services and stated that it was an honor to know him and he would be kept in their prayers

Council Member Khan moved that the rules be suspended for the purpose of hearing

Ms. Rebecca Bryant, Mr. Richard Haut, Mr. Brian Malarkey and Mr. Rivers Taylor at the top of the Non-Agenda speakers list, seconded by Council Member Ellis. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0658 ADOPTED

Council Member Green moved that the rules be suspended for the purpose of hearing Ms. Daphne Harrison, Ms. Juliana James and Ms. Mary Vargo out of order, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0659 ADOPTED

Council Member Ellis stated that Mr. Rick Roberts was speaking on an Agenda Item and should be moved up; and Mayor White stated that would be done and did not need a motion.

Mr. Paul Lipp, 1324 Allstone, Houston, Texas 77008 (713-683-6363) appeared and spoke in favor of Item 30 and stated that he was Chief of Staff for Sylvester Turner and present on his behalf urging support of the Acres Home baseball complex at West Little York Park; that they had secured considerable state funds, it was an outstanding bargain to the city and urged the approval of the park and the funds.

Council Member Lawrence stated that Sylvester Turner had been on top with his efforts for a longtime and asked that he give her thanks.

Council Member Wiseman stated that she wanted to ensure the project and as chair of the Projects Review Committee for the Houston Galveston Area Council it was an item before their committee and passed by unanimous vote and they looked forward to the project.

Mr. Josh Bullard, 3328 McGowen, Houston, Texas 77004 (832-741-5728) appeared and stated that he was present to discuss the anti user friendly behavior in the Planning Department Code Enforcement Division; that he had major problems getting any permitting there and he learned you could not build a dog house on your lot if you did not have your own house on it; that Mr. Litke had created an un-user friendly atmosphere and a system pro-builder and anti-citizen and it needed to stop and he was holding the Mayor responsible.

Ms. Ruby Mosley, 862 South Victory, Houston, Texas 77088 (281-447-6095) appeared and stated that she was on the Acres Home Citizen Council and they were extremely grateful for Mayor White coming out to find out what the citizens wanted and then to do what was necessary to make it happen and today they were urging support of Agenda Item 30 for Little York Park. Council Member Green absent.

Council Members Edwards and Lawrence thanked Ms. Mosley for her work and stated that they were very supportive of the park. Council Member Green absent.

Council Member Alvarado moved that the rules be suspended for the purpose of hearing Senator Mario Gallegos at this time, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0660 ADOPTED

Senator. Mario Gallegos appeared and stated that he was concerned with the towing ordinance for freeways, freeways were state jurisdiction; that the large trucks were doing a good job and he understood Council would consider those next; that he appreciated Mr. Saperstein's interest in mobility, but how many would be out of business and how many would be unable to pay for the tow; that he wanted to just say he was looking at this and if needed he would react along with other colleagues who felt the same way.

Council Member Berry stated that he looked forward to hearing his thoughts on any issue.

Council Member Wiseman stated that she shared his concerns and views and the ordinance clearly violated the state transportation code; that she was very vocal against it, voted against it and she supported anything he would be attempting. Council Members Ellis and Berry absent.

Council Member Quan stated that he had the same concerns and he also voted against the ordinance; that the Administration assured them they would be getting more input and he wanted it from the state as well as the community. Council Members Holm, Ellis and Berry absent.

Council Member Garcia stated that he had the same issues, people living paycheck to paycheck breaking down; that the plan kept them safe but was a financial burden and Mr. Saperstein assured him there would be resolve and protection. Council Members Holm, Ellis and Berry absent.

Mayor White stated that in general the big rig setup was pretty good and they were not far from being on the same page on that one. Council Members Wiseman, Holm, Ellis and Berry absent.

Mr. James D. Smith, 1534 West Donovan, Houston, Texas 77091 (713-688-0269) had reserved time to speak but was not present when his name was called. Council Members Wiseman, Holm, Ellis and Berry absent.

Mr. Mark Kirschke, 3302 Chris Drive, Houston, Texas 77063 (713-787-9035) appeared and stated that he was present in support of Agenda Item 5, as it affected Briar Meadow; that a number of requests were under that item and he was present on behalf of Chris Drive as on his street there were 25 parking spaces and it was not unusual to have 50 cars parked, trash left and things stolen; and urged support of the item. Council Members Wiseman, Alvarado, Ellis and Berry absent.

Mr. Sam Plummer, 3218 Chris Drive, Houston, Texas 77063 (713-977-0521) appeared and stated that he also lived on Chris Drive and for a very longtime; that the parking problem was more acute, they would appreciate some relief; and urged support of Agenda Item 5. Council Members Wiseman, Alvarado, Ellis and Berry absent.

Mr. Rick Roberts, 7100 High Life Drive, Houston, Texas 77066 (281-880-2703) appeared and stated that he was with the Houston Distributing Company and present speaking on the amendment of Chapter 45 of the Code relating to truck loading zones and permitting to take place; that several months ago stakeholders were contacted on amendments to the ordinance and he commended them on their inclusiveness and for accepting some changes; that they had two primary concerns, one on geographic limitations of the business district and that was addressed; that the permitting of vehicles being transferred among the fleet was another concern and he understood there were still changes to the most recent version of the ordinance to address those concerns and assuming those two concerns were addressed his company strongly endorsed the amendments and very much behind it taking place. Council Member Wiseman absent.

Council Member Berry stated that he was glad to see some of his ideas incorporated and thought this was real progress with a plan the industry could buy into and it would be good for the city at large; and commended Council Member Alvarado for all her work on it. Council Member Wiseman absent.

Council Member Quan thanked Mr. Roberts for coming as he did want to hear from industry; and upon questions, Mr. Roberts stated that the group of stakeholders they tried to pull together was everyone doing business Downtown, vendors, Federal Express, rental car companies, etc., and he understood this to be the first part of a multipart process to see if there

were enough loading zones and whether people were in the right places and he felt it a good step in the right direction. Council Member Wiseman absent.

Upon questions by Council Member Sekula-Gibbs, Mr. Roberts stated that if there was no loading zone available they would pull into two meters and pay for those. Council Member Wiseman absent.

Mr. Richard Haut, 4800 Research Forest Drive, Woodlands, Texas 77381 (281-364-6043) appeared and stated that he was co chair of the local chapter of the U. S. Green Building Council, the nation's foremost nonprofit coalition of over 4,000 companies and organizations from across the building industry promoting high performance green buildings environmentally responsible, profitable and healthy places to live, work and play; that today's buildings use 30% of the world's energy including 60% of the world's electricity, but currently 5% of all new construction in the US was undergoing certification as high performance green buildings; that in two weeks Council could start the healing process for the Houston environment by approving a green building resolution. Council Member Garcia absent.

Ms. Rebecca Bryant, 4100 S. Shepherd, Houston, Texas 77098 (713-524-2155) appeared and stated that Council would be able to vote on the green building resolution that would require certification for all city funded projects, new buildings over 10,000 feet and similar initiatives were passed all around the world with Seattle, Austin, Kansas City, Los Angeles Portland and Dallas just to name a few; that they all found adopting such standards for their buildings insured they would generate direct savings of taxpayer dollars and used natural resources wisely; that tax credits were offered to such buildings and it increased with the amount of certification. Council Members Garcia and Ellis absent.

Mr. Rivers Taylor, 2018 Columbia, Houston, Texas 77008 (713-863-1251) appeared and stated that it was clear benefits of a green building program was a return on investment by energy savings and material and the celerity of those who worked there with a healthier environment. Mayor White, Council Members Garcia and Ellis absent. Mayor Pro Tem Alvarado presiding.

Mr. Brian Malarkey, 6909 Port West Drive, Houston, Texas 77024 (713-426-7473) appeared and stated that he led the Green Services Team and encouraged all to pass the resolution; that it was a good financial and business decision; that the American Heart Association went with the good business decision of green building and it was good for the City of Houston. Mayor White, Council Members Garcia and Ellis absent. Mayor Pro Tem Alvarado presiding.

Council Member Berry stated that he wanted to apologize; that he did invite them to the TIA Committee as a request of the Agenda Director but time was not managed well and they were shorted so he asked them to come speak today; that it was not because they did not consider them important; and Ms. Bryant stated that they brought additional packets for Council Members today who were not at the meeting. Mayor White, Council Members Garcia and Ellis absent. Mayor Pro Tem Alvarado presiding.

Council Member Quan stated that he believed in the concept and was swayed when those from Dallas came and spoke to Building Services; and upon questions, Mr. Taylor stated that generally the soft cost and hard cost were generally rolled into one and by advancing the cost on the front end you did avoid some pitfalls such as what happened in Dallas. Mayor White, Council Members Garcia and Ellis absent. Mayor Pro Tem Alvarado presiding.

Council Member Lawrence stated that she was a big supporter of the program and looked forward to meeting with them; and if someone was to get an abatement it should be a green building and LEED certified Mayor White, Council Members Garcia, Ellis and Quan absent. Mayor Pro Tem Alvarado presiding.

Council Member Edwards stated that she was in support of the project and thought tax abatements for it were a good thing. Mayor White, Council Members Garcia, Ellis, Quan and Green absent. Mayor Pro Tem Alvarado presiding.

Upon questions by Council Member Khan, Mr. Taylor stated that their goal and at this point the modeling showed about 60%, but the goal was 70% less energy per square foot than a comparable office building. Council Member Khan stated that he also thought anyone trying to get a tax abatement from the city should be required to have LEED certified; and he also wanted to thank Mr. Dodoush who was taking a leadership roll for the City of Houston and coming up with an ordinance to have any building over 10,000 square feet to be LEED certified. Mayor White, Council Members Edwards, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding.

Council Member Wiseman stated that she did not remember seeing a copy of the proposed resolution and would ask that the Administration circulate that as soon as possible. Council Members Edwards, Garcia, Ellis, Quan and Berry absent.

Mayor White thanked all for their interest and stated that he knew a lot of progress could be made and Houston could be a leader and their professional assessment would be much welcomed as they got down to doing what was needed. Council Members Edwards, Garcia, Ellis, Quan and Berry absent.

Ms. Daphne Harrison, 10438 Homestead Road, Houston, Texas 77016 (713-631-8916) appeared and stated that she was present on behalf of her late husband Hiji Harrison who was shot and killed May 16th by a sheriff's deputy; that he was pulled over for speeding and today she was present trying to get support from Mayor White and Council Member Galloway in getting the deputy indicted for killing him. Council Members Edwards, Khan, Garcia, Ellis, Quan and Berry absent.

Council Member Green stated that they mourned Ms. Harrison's loss; that Council Member Galloway had taken the lead as she was their Council Member, but they would help in any way. Council Members Edwards, Holm, Ellis, Quan and Berry absent.

Ms. Juliana James, 5430 Rand, Houston, Texas 77026 ((713-672-5044) appeared, thanked Council for hearing them and stated that she was Hiji Harrison's mother and he was not just someone on the street; that justice needed to be served and whatever they could do she would appreciate; that he was a father and loved and deserved his rights. Council Members Edwards, Holm, Ellis and Quan absent.

Mayor White stated that he wanted to thank Ms. James for coming and sharing their family's loss; and they had every right to come before them, it was not a favor. Council Members Edwards, Holm, Ellis and Quan absent.

Council Member Khan thanked Ms. James for coming and trying to open their eyes of what was going on in society; that this was not the first time someone died in an officer's custody; that a lady had a heart attack and died in an Albertsons store with the officer never calling for help; that anyone in law enforcement and abused his authority was the worst of the worst in his opinion and he would pray for her and hoped society did wake up as all needed to be treated with dignity and respect. Council Members Edwards, Holm, Ellis and Quan absent.

Mayor White stated that they were all watching and this and there were processes going on. Council Members Edwards, Holm, Ellis and Quan absent.

Council Member Edwards stated that she suffered with her in her grief as her younger son was killed in a similar incident in California; that her office was willing to help and would be

following Council Member Galloway's lead, but they could call anytime they could be of service. Council Members Edwards, Holm, Ellis and Quan absent.

Ms. Mary Vargo, P. O. Box 263248, Houston, Texas 77207 (713-609-5941) appeared, presented information and stated that she was chairman of the Southeast Neighborhood Coalition and present with problems in their neighborhood which had nothing to do with lack of funding or staffing, etc., it was that city ordinances were not being enforced; that the Coalition was hiring a Greyhound Bus and they wanted to take all Council Members and the Mayor on a tour to let them see personally the problems; that she was a commissioner on the Building and Standards Commission and the panel had only met one time this year and she did not know why with all the junk buildings in the city; that she asked a Neighborhood Protection officer how long he had been working on a particular residence and he said seven years; that he also said no tickets were issued they could not do that and she had to show him the ordinance; that they did not enforce junk vehicles unless it did not run. Council Members Edwards, Holm and Ellis absent.

Council Member Alvarado moved that the rules be suspended for the purpose of extending time for Ms. Vargo to speak for 30 seconds, seconded by Council Member Quan. Mayor White stated by unanimous consent and hearing no objections so extended. Council Members Edwards, Holm and Ellis absent.

Ms. Vargo further stated stating that one Super Neighborhood invited her to their meeting and that was because it was not working; that an inspector told them things were improving and they were working with her and he gave a list of things still wrong; that Mr. Litke gave statements not true and this was a much bigger problem than Council Members realized and she needed them on the tour. Council Members Edwards, Holm and Ellis absent.

Council Member Wiseman stated that Ms. Vargo knew the code better than many employees and did point out a good problem, ordinances were in place and not being enforced; that they talked about revenue generation and if ordinances were enforced consistently they would not have those financial problems and it would change the culture in the communities; and she appreciated her taking her positions.. Council Members Edwards, Holm and Ellis absent.

Mayor White stated that Neighborhood Protection was broken, it was not customer friendly and needed the right people with the right attitudes and he thought in the next six months after the budget was passed he would devote the same attention to this as the budget; that he thought it reflected the views of each representative at the table; and Ms. Vargo stated that she would like to be a part of any taskforce formed. Council Members Edwards, Holm and Ellis absent.

After further discussion by Council Members, Ms. Vargo stated that she would request a second meeting in the evening on issues that needed public input; and Council Member Holm stated that she was open to that, but this meeting set for June 21st was called. Mayor White, Council Members Edwards, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Garcia moved to hear Ms. Alana Hill and Ms. Betty McGinnis after Mr. Ragsdale, seconded by Council Member Khan. No vote was recorded as a quorum was not present; and it was allowed upon consensus. Council Members Galloway and Goldberg out of the city on city business. Mayor White, Council Members Edwards, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Duncan Ragsdale, P. O. Box 490, Houston, Texas 77244-490 (281-759-8384) appeared and stated that he had been working with about 20 children in a project called KEEP and this is their fourth year coming before Council to talk about the bayous, drainage and

flooding and introduced the spokesperson from Crocket Elementary School and Kids on the Bayou, Myra Villarreal, who stated that they learned about watersheds, bayous and flooding and did surveys on the city's waterways where they saw trash in the waterway, but also birds and flowers; that they learned much and hoped the waterways would be used responsibly. Mayor White, Council Members Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding.

Council Member Khan stated that their efforts were commendable and they were way ahead of the game learning so young and being role models for people his age now. Mayor White, Council Members Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding.

Ms. Betty McGinnis, 17203 Foxfield Drive, Missouri City, Texas 77489 (281-437-9547) appeared, presented information and discussed the need for repairing homes of the elderly; that many were in deplorable living conditions and she proposed that money be used from other areas to help that program. Mayor White, Council Members Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding.

Council Member Quan thanked Ms. McGinnis for waiting and stated that as mentioned in the article she presented he thought the city needed to allocate funds other than HUD and Mr. Fontiane with the Mayor's Office informed him the Mayor felt the same way and he talked with Ms. Stiner and they were looking for money from the Housing Fund. Mayor White, Council Members Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding.

Council Member Khan stated that this was unfortunate that things dealing with the poor did not get attention; that they should enjoy their golden years and the Housing Department should take a proactive role; and requested the Administration look into this. Mayor White, Council Members Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Edwards stated that she applauded ACORN for holding the light for people and hopefully the \$2,000,000 from Housing would be appropriated and then they could fight for more money. Mayor White, Council Members Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Alana Hill, 3306 Columbia, Houston, Texas 77018 (713-869-7184) appeared, presented information to Council Members and spoke on the need for funds for seniors home repairs and stated that they were deplorable living conditions and many did not know how to get assistance and they should not be lost in the system. Mayor White, Council Members Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Edwards stated that not to sidestep Council Member Quan's committee she would suggest a taskforce be setup to jumpstart this particular issue; that ACORN said they would be willing partners; and Mayor Pro Tem Alvarado stated that was a great suggestion and Council Member Quan was already working in that direction. Council Member Quan stated that they had a meeting with the Housing and Community Development Department and ACORN regarding emergency home repair and the Mayor was now releasing city funds so they did not have to wait for federal funds and he was more than happy to have a taskforce and work with the community to implement ideas. Council Member Edwards stated that one important thing was to get a proactive program going so the homes would not fall into such disrepair again. Mayor White, Council Members Wiseman, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Clayton Jones, 9345 Greensward, Houston, Texas 77080 (713-722-8743) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Wiseman, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)



Mr. Frank Gill, 8502 Easton Commons, Houston, Texas 77095 (281-550-4796) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Wiseman, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Joy Spencer, 420 Broadway, Houston, Texas 77012 (713-923-3151) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Wiseman, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Lue Williams, 3301 Charleston, Houston, Texas 77021 (713-747-7814) appeared and stated that she was a member of the Houston League of Business and Professional Women and part of their mission was to promote and protect the interest of such women towards united efforts in improving economics, social and civic conditions and presented two books to the City of Houston in observance of the African child commemorating the June 16, 1976 massacre of school children in Africa. Mayor White, Council Members Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mayor Pro Tem Alvarado thanked Ms. Williams and stated that it was very generous. Mayor White, Council Members Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Deborah Elaine Allen, 1122 Sol Street, Houston, Texas 77029 (713-649-8358) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Harvey Baum, 3534 Glenwood Spring Drive, Houston, Texas 77345 (281-360-0697) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mrs. Sandra Baum, 3534 Glenwood Spring Drive, Houston, Texas 77345 (281-360-0697) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Brad Baum, 3534 Glenwood Spring Drive, Houston, Texas 77345 (281-360-0697) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Lillian Randle, 4810 Airport Blvd., Houston, Texas 77048 (713-734-5462) appeared and stated that she was present as her streets flooded and she was unable to leave her home during hard rains; that it had been going on for years and requested assistance. Mayor White, Council Members Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mayor Pro Tem Alvarado stated that Mr. Gary Norman was present with Public Works and he would take her information and see that it was resolved. Mayor White, Council Members Garcia, Ellis, Sekula-Gibbs, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Olevia Randle, 6023 Beldart, Houston, Texas 77033 (713-733-2348) appeared and stated that that she was president of the Prct. 239 Neighborhood Civic Club and chairperson of

the SNAP Program in Sunnyside; that their basketball pavilion roof had been stolen in the night years ago and she was present asking that they get that roof replaced. Mayor White, Council Members Edwards, Holm, Garcia, Ellis, Sekula-Gibbs, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Wiseman stated that she shared her frustration; that she had been to Law Park and it did need the pavilion covers on the courts; that she was appreciative to the Mayor and her colleagues for getting the restrooms back and she asked the Mayor to look at CDBG funds and he was receptive to that and was working on it to get their improvements. Mayor White, Council Members Edwards, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Sekula-Gibbs, Mr. Fontanem Mayor's Office, stated that there was an estimate of \$400,000 to replace the roof and it was being looked at. Mayor White, Council Members Edwards, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Joseph Omo Omuari, 2820 Palm 2B, Houston, Texas 77004 (713-524-9368) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Jerry Sadler, 2109 Branard, Houston, Texas 77098 (281-272-6134) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Wiseman, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Jeff Arnim, 12115 Moor Creek, Houston, Texas 77077 (281-379-1400) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Wiseman, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Bruce Simpson, 122 Shady Lane, Huffman, Texas 77336 (no phone) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Wiseman, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr./Coach R. J. Bobby Taylor, 3107 Sumpter, Houston, Texas 77020 (202-FA3-4511) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Wiseman, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Tony Jones, 5000 Milwee, Houston, Texas 77092 (713-682-4958) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Wiseman, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Brandi Cooper, 9723 Arvin, Houston, Texas 77078 (713-635-2825) appeared and stated that she was executive director of a nonprofit organization whose mission was to educate youth to higher educational and economic development; that last year the Health Department helped sponsor the first annual HIV/AIDS Hip Hop Summit at the George R. Brown Convention Center and this year it would be at Jillian's and Mr. Dickerson would continue. Mayor White, Council Members Edwards, Wiseman, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Darren Dickerson, 9723 Arvin, Houston, Texas 77078 (713-635-2825) appeared and

stated that one in 90 Houstonians had HIV/AIDS and Houston ranked eighth nationally in reported AIDS cases and Texas ranked fourth; that June 27th was National AIDS Testing Day and he was present as they were seeking support to help strikeout HIV through the program. Mayor White, Council Members Edwards, Wiseman, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Garcia thanked them for coming with the issue and stated that he lost his brother to HIV/AIDS and he was ready to help; and Mr. Dickerson stated they would be in touch with him. Mayor White, Council Members Edwards, Wiseman, Holm, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Ray Love, no address (no phone) appeared and stated that he was trying to get out of a horrible environment; that when he came out of prison a scientific organization did attacks on him to keep him isolated and his family was taken away and continued expressing his personal problems until his time expired. Mayor White, Council Members Edwards, Wiseman, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Khan, Mr. Love stated that the United Nations supposedly took his family because of life endangerment issues, but left him and other family members in danger and they had no where to go. Mayor White, Council Members Lawrence, Edwards, Wiseman, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mayor Pro Tem Alvarado stated that someone from Citizens Assistance would take his information. Mayor White, Council Members Lawrence, Edwards, Wiseman, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Michael Berger, 6530 Westview, Houston, Texas 77055 (713-686-7034) appeared and stated that he was again present applying for inspector trainee with Sign Administration; that he was still doing it but about to give up as he was told he was not qualified. Mayor White, Council Members Edwards, Wiseman, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Lawrence thanked Mr. Berger for all he did and wished him luck in the job. Mayor White, Council Members Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Wiseman thanked Mr. Berger for coming and stated that she was sorry it was at the point he had to come to Council. Mayor White, Council Members Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. William E. Beal, 4718 Boicewood, Houston, Texas 77016 (713-633-0126) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Lonn Vasquez, 1704 Webber, Houston, Texas 77007 (713-864-5667) appeared and stated that Houston had a long way to become an entertainment Mecca and he was trying to get the ice rink started on the reflection pool for the holiday season. Mayor White, Council Members Edwards, Holm, Garcia, Ellis, Quan, Sekula-Gibbs, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mayor Pro Tem Alvarado stated that they would let the Mayor's Office on Special Events know of his proposal. Mayor White, Council Members Edwards, Holm, Quan, Sekula-Gibbs,

Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (713-203-7738) appeared and expressed his personal opinions until his time expired. Mayor White, Council Members Edwards, Holm, Garcia, Ellis, Quan, Sekula-Gibbs, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (713-203-7738) appeared and expressed his personal opinions until his time expired. Mayor White, Council Members Edwards, Holm, Garcia, Ellis, Quan, Sekula-Gibbs, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

At 4:37 p.m. City Council recessed until 9:00 a.m., Wednesday, June 16, 2004. Council Members Galloway and Goldberg out of the city on city business. Mayor White, Council Members Edwards, Holm, Garcia, Ellis, Quan, Sekula-Gibbs, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

City Council Chamber, City Hall, Wednesday, June 16, 2004

A Regular Meeting of the Houston City Council was held at 9:00 a.m. Wednesday, June 16, 2004, with Mayor Bill White presiding and with Council Members Toni Lawrence, Ada Edwards, Addie Wiseman, M. J. Khan, Pam Holm, Adrian Garcia, Carol Alvarado, Mark Ellis, Gordon Quan, Shelley Sekula-Gibbs, M.D., Ronald C. Green and Michael Berry; Mr. Anthony Hall, Chief Administrative Officer, Mayor's Office; Mr. Arturo Michel, City Attorney; Ms. Marty Stein, Agenda Director and Mr. Jose Soto, Deputy Agenda Director present. Council Member Carol Mims Galloway and Mark Goldberg out of the city on city business.

At 8:22 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:22 Mayor White reconvened the meeting of the City Council and stated that there was going to be a very brief Mayor's Report on the budget.

Council Member Ellis moved to suspend the rules to consider Item Numbers 13 and 69 out of order, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0661 ADOPTED.

Council Member Lawrence stated that she wanted to bring Item No. 43 out of order, and Mayor White stated that by unanimous consent they would take it out of order.

13. ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2003-1116 by adding Four Senior Captain Positions; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance – was presented.

Council Member Berry stated that he wanted some clarification and asked if they were expanding the number of captains they had currently or filling the slots that were already open, that he had heard two different answers. Council Member Green absent.

Council Member Berry moved to suspend the rules to hear from Fire Chief Boriskie at this time, seconded by Council Member Quan. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0662 ADOPTED.

Upon questions by Mayor White and Council Members, Chief Boriskie stated that they would be expanding by four positions, that they were increasing the Senior Captain positions, that currently they were trying to regionalize their training instead of having it centralized at one

location, that as they knew from his budget presentation training was a high priority with the administration, they had 1,200 new firefighters in the last four years and about 40% of their emergency response staff had four years or less so training was a very high priority need in the department, that also they had record retirements and record promotions and the experience in their officer level was at an all time low so they were prioritizing training within the department, that currently they had one training officer in the City and he was in charge of implementation and development, that what they would do was have four Senior Captains and bring the training to the region on a quadrant basis, they had classroom space available at Station No. 75 for southwest Houston, Station No. 19 for northeast Houston and the Fire Training Academy for southeast Houston, that for northwest Houston they were still looking for an appropriate location but they thought they could deliver more effectively, efficiently and on a timely basis at a very low cost.

After further discussion by Mayor White and Council Members, Chief Boriskie stated that in his budget presentation they probably heard him say they needed training, that he looked at it as an opportunity and being very cost effective, that he was not asking City Council for additional money, he would re-prioritize and reallocate his budget to achieve the necessary funds and would assure that they would be utilized in a very effective manner and thought it was good for the department, that he thought it was a unique opportunity to enhance his department in that area and was excited about the prospects.

After further discussion by Council Members, Council Member Khan moved to call the question and Mayor White stated that by unanimous consent they would proceed with the issue.

A vote was called on Item No. 13. Council Members Green and Berry voting no, balance voting aye. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0583 ADOPTED.

69. **SET A PUBLIC HEARING DATE** to consider the creation of a **TAX ABATEMENT REINVESTMENT ZONE (MEMORIAL HERMANN REINVESTMENT ZONE) - DISTRICT D – EDWARDS - SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - TWO WEEKS AFTER DATE OF PASSAGE – (This was Item 32 on Agenda of June 9, 2004, TAGGED BY COUNCIL MEMBERS KHAN, LAWRENCE and GOLDBERG)** - was presented, moved by Council Member Ellis, seconded by Council Member Sekula-Gibbs.

After discussion by Council Members a vote was called on Item No. 69. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Member Quan absent. MOTION 2004-0663 ADOPTED.

43. ORDINANCE appropriating \$753,500.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing first amendment to professional engineering services contract between the City and **LOCKWOOD, ANDREWS & NEWNAM, INC** for Condition Assessment of Existing Large Diameter Water Lines; (authorized by Ordinance No. 2003-0205), CIP S-0019-25-2 (WA10760); providing funding for contingencies relating to the construction of facilities financed by Water & Sewer System Consolidated Construction Fund **DISTRICT I – ALVARADO** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0584 ADOPTED.

## **MAYOR'S REPORT**

Mayor White stated that they had a lot on the agenda on the budget and thought the important thing was that his colleagues keep in mind that if they wanted to run the City in a business like fashion to provide better and better services for the dollars that the citizens invest then they needed to be constantly improving and they needed to be managing the City every week, month, quarter and not just at the end of the budget year, that he considered the FY2005 Budget process to be a bit of a

learning process and a big problem solving process for himself and the new administration, that without having to address the debt restructuring and the sharing of health benefit costs, pension reform and some management and personnel changes within a number of departments they were looking at a difference between revenues and expenditures of well over \$100 million, that made it difficult to seek Council on particular items, or almost silly, until they understood how close to break even the budget could get by addressing some of the principle drivers that cut across all departments, that a lot of those drivers had now been addressed and some were in process, that Mr. Hall was doing an excellent job in working with Municipal employees and making some progress on the issues, they dealt with restructuring and the drainage issues without having a drainage fee and made a lot of progress on some fronts, however what the process had not given them a chance to do was deal with some of the detailed issues that members had about a budget in a committee like setting, that all of the issues were legitimate issues and most of the budget amendments he agreed with, not all but most, that a committee setting was often a better way because it required reports and information that was put on the table so people could give things due consideration and thought that as they entered the next budget cycle and as the City Council had addressed some of the fundamental drivers of the budget to bring them more in balance, they would have an opportunity at an earlier process to involve a Fiscal Affairs Committee of Council in considering detailed individual amendments to the budget and for that matter he would say the same was true throughout the balance of the year, if someone came up with an idea to save money or ought to reallocate money they should not wait until June in order to bring it up, that he would welcome the input of the committees, that when it came to the language of a budget amendment, the words used and the approach that they took, he would urge his colleagues to come up with language that sets direction without setting a particular dollar amount, that he thought the direction to the administration should have a deadline with a report assigned to that to report back to a committee, that if the Mayor was supportive of some of the initiatives, and he thought many were excellent, they could get good response, that he had asked Mr. Michel to draft some language which was consistent with a number of these and he had come up with some generic language as well, that they took it very seriously, that their work was not over after the budget was passed to continue a process, that he had become aware that there were amendments that were added at the last budget by Members of Council that were not done and there was no reason for the amendments not to be done, that there had to be an expectation of some continuing oversight by Council Members of the initiatives which had come out of the budget process, that if people wanted to go on record as voting on a particular policy he did not have any particular problem with that, that he would be prudent in making commitments, that as to one final budget issue, he was concerned, and he expressed his concern to Members of Council when they met individually or in groups before the budget concerning the combined impact of the needed and fair police pay increase and the fact that the termination of sick and vacation pay for police came due on retirement of a number of senior officers who had postponed their retirement until after the pay increase and they were not spread over any significant period of time, that it did create a problem, that Chief Thaylor had a call into him that it was being dealt with and the agreement that they had with the Police Officers Union and they were searching for funds and was fairly confident that by the end of June they could find them to make sure that there was no compromise in neighborhood safety and that they were able to plan for an additional cadet class, that he thought it was work in progress and they would keep the Council Members informed, that he needed the experience in judgment from his colleagues around the Council table when they came up with a plan whether they should try to go forward with the plan, because there were always tradeoffs or pursue some other course.

Council Member Ellis stated that he and the Mayor spoke briefly yesterday and he agreed with the process that the Mayor had outlined and encouraged everyone around Council to accept it, that they needed to address it, he believed, on a monthly basis, that the Mayor appointed him to Chair the Fiscal Affairs and Management Initiatives Committee and they kind of get away from the Management Initiatives, that he did not believe that all of the amendments could be addressed in his committee, that he was encouraged to know that the administration actually cooperated with Council Members, that he would think there would be a response to all of the amendments in the first quarter of the fiscal year and if they were going to implement them then they needed a timeline in which they could implement them, that he suspected that the administration would work with each of the Council Members around the table.

**CONSENT AGENDA NUMBERS 2 through 62**

**MISCELLANEOUS** - NUMBERS 2 through 5

2. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **REINVESTMENT ZONE NUMBER THIRTEEN, CITY OF HOUSTON, TEXAS (OLD SIXTH WARD AREA) BOARD OF DIRECTORS:**  
**MS. JANE M. CAHILL**, reappointment to serve as Chair, for a term to expire 12/31/2004  
Position 6 - **MS. MARY M. LAWLER**, appointment, for a term to expire 12/31/2005  
Position 7 - **MR. ROLAND M. TAMEZ**, appointment, for a term to expire 12/31/2005  
  
- was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0664 ADOPTED.
3. REQUEST from Mayor for confirmation of the reappointment of **MS. JANE M. CAHILL** to serve as Chair to the **OLD SIXTH WARD REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire December 31, 2004 - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0665 ADOPTED.
4. REQUEST from Mayor for confirmation of the appointment of the following to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER TWENTY-TWO, CITY OF HOUSTON, TEXAS (LELAND WOODS):**  
Position One - **REVEREND DR. MARTIN LUTHER HOLIDAY**, for a term to expire 12/31/2005  
Position Two - **MS. SENFRONIA THOMPSON**, for a term to expire 12/31/2004  
Position Three - **MR. W. MICHAEL SCHAFFER**, for a term to expire 12/31/2005, and to serve as Chair, for a term to expire 12/31/2004  
Position Four - **MR. J. ALLEN PROVOST**, for a term to expire 12/31/2004  
Position Five - **MR. SAMUEL EATON**, for a term to expire 12/31/2005  
  
- was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0666 ADOPTED.
5. RECOMMENDATION from Director Department of Planning & Development for the designation of seven residential parking permit areas and related parking regulations in the University Place, Woodlake/Briar Meadow, Greenway/Upper Kirby and Uptown Super Neighborhoods - **DISTRICTS C - GOLDBERG and G - HOLM** - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0667 ADOPTED.

**ACCEPT WORK** - NUMBER 6

6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,680,756.13 and acceptance of work on contract with **INTRA CONSTRUCTION CORP** for Construction of Water Line Replacement in Pleasantville Subdivision, GFS S-0035-69-3 (WA10585) - 02.76% over the original contract amount **DISTRICT I - ALVARADO** - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0668

ADOPTED.

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 7 through 12

7. ORDINANCE appropriating \$492,879.91 out of Fire Consolidated Construction Fund for Generator Buildings at Six Fire Stations for Building Services Department, CIP C-0162 – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0585 ADOPTED.
- 7a. **ALIEF ELECTRO-MECHANICAL, INC** for Generator Buildings for Building Services Department \$469,409.44 and contingencies for a total amount not to exceed \$492,879.91 - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0669 ADOPTED.
8. **SOUTHPOINT PHOTO SUPPLY, INC** for Photography Supplies, Part II, for Fire and Police Departments - \$145,687.66 minus a commission fee (3% for Internet-based reverse auction services) for a net award amount not to exceed \$141,317.03 - General Fund - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0670 ADOPTED.
9. **DYNAMIC TECHNOLOGIES, INC dba OCEAN SYSTEMS** for Forensic Audio, Video and Archiving System for Houston Police Department Forensic Audio/Video Laboratory - \$183,082.00 Grant Fund - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0671 ADOPTED.
10. **RPM SERVICES, INC** to Repair Three Rotary Sludge Screens for Department of Public Works & Engineering - \$41,995.00 - Enterprise Fund - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0672 ADOPTED.
11. **MATECO TRUCK EQUIPMENT** for Equipment, Prentice Loader Replacement Parts and Repair for Solid Waste Management Department - \$237,000.00 - General Fund - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0673 ADOPTED.
12. **AMEND MOTION #2001-628, 6/13/01, and 2002-361, 3/27/02, TO EXTEND** expiration date from June 25, 2004 to June 24, 2005, for Tools, Hand, Electric and Pneumatic Contracts for Various Departments, awarded to **INDUSTRIAL AIR TOOL** - was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0674 ADOPTED.

**ORDINANCES** - NUMBERS 14 through 62

15. ORDINANCE approving and authorizing interlocal agreement with **HARRIS COUNTY FLOOD CONTROL DISTRICT** to assign to the City of Houston certain easements and rights of way for drainage and flood control, authorizing the acceptance of those easements by the Mayor, subject to the terms of the interlocal agreement and assignment of flood control and drainage easements, for and in connection with the City's Ella-Wheatley Paving Project, containing an aggregate of 91,895 square feet of land, more or less, Parcels LY4-008, LY4-009, LY4-010, LY4-011, LY4-012, LY4-013, LY4-014, LY4-



015, LY4-016, LY4-017, LY4-018, LY4-019A and LY4-019B, being out of the Samuel McClellan Survey, A-544, Harris County, Texas; in consideration of the City's enclosure and maintenance of the channel of Harris County Flood Control District's Unit E116-05-00, and other consideration - **DISTRICTS A - LAWRENCE and B - GALLOWAY** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0586 ADOPTED.

16. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **FAULKEY GULLY MUNICIPAL UTILITY DISTRICT**; making various findings and provisions relating to the subject– was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0587 ADOPTED.
- 16a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **FAULKEY GULLY MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Faulkey Gully Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Faulkey Gully Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Faulkey Gully Municipal Utility District annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability– was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0588 ADOPTED.
17. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 102**; making various findings and provisions relating to the subject – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0589 ADOPTED.
- 17a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 102**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 102 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability– was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0590 ADOPTED.
18. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 147**; making various findings and provisions relating to the subject – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0591 ADOPTED.
- 18a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 147** and certain territory located in the vicinity of Harris County Municipal Utility District No. 147, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 147; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 147 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter;

providing for severability– was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0592 ADOPTED.

19. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150**; making various findings and provisions relating to the subject – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0593 ADOPTED.
- 19a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150** and certain territory located in the vicinity of Harris County Municipal Utility District No. 150, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 150; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 150 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0594 ADOPTED.
20. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 233**; making various findings and provisions relating to the subject – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0595 ADOPTED.
- 20a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 233** and certain territory located in the vicinity of Harris County Municipal Utility District No. 233, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 233; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 233, annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0596 ADOPTED.
21. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 211**; making various findings and provisions relating to the subject – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0597 ADOPTED.
- 21a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 211**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 211 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and

Goldberg out of the city on city business. ORDINANCE 2004-0598 ADOPTED.

22. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 20**; making various findings and provisions relating to the subject – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0599 ADOPTED.
- 22a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 20**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Northwest Harris County Municipal Utility District No. 20 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0600 ADOPTED.
23. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **REID ROAD MUNICIPAL UTILITY DISTRICT NO. 1**; making various findings and provisions relating to the subject– was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0601 ADOPTED.
- 23a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **REID ROAD MUNICIPAL UTILITY DISTRICT NO. 1** and certain territory located in the vicinity of Reid Road Municipal Utility District No. 1, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Reid Road Municipal Utility District No. 1; imposing the sales and use tax of the City of Houston in the area within Reid Road Municipal Utility District No. 1 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0602 ADOPTED.
24. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **FALLBROOK UTILITY DISTRICT**; making various findings and provisions relating to the subject – had been pulled from the Agenda by the Administration, and was not considered.
- 24a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **FALLBROOK UTILITY DISTRICT** and certain territory located in the vicinity of Fallbrook Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Fallbrook Utility District; imposing the sales and use tax of the City of Houston in the area within Fallbrook Utility District annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - had been pulled from the Agenda by the Administration, and was not considered.
25. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 52**; making various findings and provisions relating to the subject – was presented. All voting

aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0603 ADOPTED.

- 25a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 52**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Fresh Water Supply District No. 52 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0604 ADOPTED.
26. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 248**; making various findings and provisions relating to the subject – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0605 ADOPTED.
- 26a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 248** and certain territory located in the vicinity of Harris County Municipal Utility District No. 248, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 248; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 248 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0606 ADOPTED.
27. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 116**; making various findings and provisions relating to the subject – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0607 ADOPTED.
- 27a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 116**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Water Control and Improvement District No. 116 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0608 ADOPTED.
28. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **KINGSBRIDGE MUNICIPAL UTILITY DISTRICT**; making various findings and provisions relating to the subject– was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0609 ADOPTED.

- 28a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **KINGSBRIDGE MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Kingsbridge Municipal Utility District, in Harris County and Fort Bend County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Kingsbridge Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Kingsbridge Municipal Utility District annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0610 ADOPTED.
29. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **WESTLAKE MUNICIPAL UTILITY DISTRICT NO. 1**; making various findings and provisions relating to the subject– was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0611 ADOPTED.
- 29a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **WESTLAKE MUNICIPAL UTILITY DISTRICT NO. 1** and certain territory located in the vicinity of Westlake Municipal Utility District No. 1, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Westlake Municipal Utility District No. 1; imposing the sales and use tax of the City of Houston in the area within Westlake Municipal Utility District No. 1 annexed for limited purposes; assigning annexed areas to an adjacent District from which a District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0612 ADOPTED.
30. ORDINANCE approving and authorizing acceptance of grant funds from the **TEXAS PARKS AND WILDLIFE DEPARTMENT** for Improvements to the Acres Homes Baseball Complex in West Little York Park, conditioned on appropriation of matching funds by the City of Houston \$750,000.00 - Grant Fund - **DISTRICT A - LAWRENCE** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0613 ADOPTED.
31. ORDINANCE approving and authorizing interlocal agreement between the City and **HARRIS COUNTY** for the Child Fatality Review Team Program; providing a maximum contract amount 5 Years - \$232,750.00 - General Fund – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0614 ADOPTED.
32. ORDINANCE amending Ordinance No. 94-619 to increase the maximum contract amount; approving and authorizing second amendment to contract between the City and **COMPUWARE CORPORATION** for Computer Software Maintenance Services for the Utility Customer Service Branch of the Public Works & Engineering Department - \$150,565.00 - Enterprise Fund – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0615 ADOPTED.
33. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **GRAYSON ARMATURE WORKS, INC** for Electric Motor Repair Services for Public Works & Engineering Department (as approved by Ordinance No. 99-1101) – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of

the city on city business. ORDINANCE 2004-0616 ADOPTED.

37. ORDINANCE amending Ordinance 2003-1300 to authorize payments as required by the Federal Uniform Relocation Assistance Act to Persons Displaced from property acquired for a Noise Compatibility Program at Bush Intercontinental Airport, CIP A-0476-01.01 - **DISTRICT B - GALLOWAY** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0617 ADOPTED.
39. ORDINANCE appropriating \$79,860.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation with **JNS CONSULTING ENGINEERS, INC** for Design of Mesa Road Paving from Tidwell to E. Little York, GFS N-0680-02-2 (SB9100-02), (approved by Ordinance No. 98-1126 on December 9, 1998); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - GALLOWAY** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0618 ADOPTED.
40. ORDINANCE appropriating \$2,521,200.00 out of Water & Sewer System Contributed Capital Fund and approving and authorizing second amendment to contract between the City and **CAMP DRESSER & MCKEE, INC** for Southeast Water Purification Plant Expansion and Improvements (approved by Ordinance No. 2001-0626); CIP S-0012-20-02 (WA10484); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Contributed Capital Fund - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0619 ADOPTED.
41. ORDINANCE appropriating \$104,631.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation with **CHIANG, PATEL & YERBY, INC** for Design of Fuqua Grade Separation at Mykawa, GFS N-0530B-02-2 (SB9047); (approved by Ordinance No. 00-1141 on December 20, 2000); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0620 ADOPTED.
44. ORDINANCE appropriating \$962,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing first amendment to contract between the City and **CAMP DRESSER & MCKEE, INC** for Supervisory Control & Data Acquisition (SCADA) System at the East Water Purification Plant and Various Ground Water Production Facilities; (approved by Ordinance No. 2002-0863), CIP S-0522-03-2 (WA10659); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0621 ADOPTED.
47. ORDINANCE appropriating \$2,588,065.01 out of Street & Bridge Consolidated Construction Fund and \$124,478.69 from Water & Sewer System Consolidated Construction Fund, awarding contract to **LONE STAR ROAD CONSTRUCTION, LTD.** for Bertner Bridge and Paving, Package II, Bertner Bridge, GFS N-0722-02-3 (SB9089-2); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and the Water & Sewer System Consolidated Construction Fund **DISTRICT D - EDWARDS** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0622 ADOPTED.

49. ORDINANCE appropriating \$8,546,600.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **CRAIG, SHEFFIELD & AUSTIN, INC** for Sims South Wastewater Treatment Plant Lift Station Replacement and Scott Street Wet Weather Facilities Improvements, GFS R-0265-22-3 (WW4806-02); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0623 ADOPTED.
50. ORDINANCE appropriating \$3,609,236.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, GFS R-0266-D3-3 (WW4257-53); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0624 ADOPTED.
51. ORDINANCE appropriating \$1,389,125.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **ADS ENVIRONMENTAL SERVICES** for Citywide Intensive Flow Monitoring, GFS R-0266-T9-3 (WW4865); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0625 ADOPTED.
52. ORDINANCE appropriating \$2,881,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **GARVER CONSTRUCTION, LTD** for Runnels Lift Station, GFS R-0267-21-3 (4275-09); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GARCIA** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0626 ADOPTED.
53. ORDINANCE appropriating \$4,193,800.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **BOYER, INC** for Large Diameter Sewer Rehabilitation Sims Bayou Relief Line, Package 3, GFS R-0294-05-3 (WW4770-03); providing funding for engineering, testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0627 ADOPTED.
54. ORDINANCE appropriating \$3,886,800.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Scott No. 3 Lift Station Pump Improvements and Leitrim Sanitary Sewer Relief, GFS R-2011-34-3 (WW4853-01); providing funding for engineering testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EDWARDS** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0628 ADOPTED.
55. ORDINANCE appropriating \$18,296,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **REDDY ENGINEERS & CONTRACTORS, LTD** for East Water Purification Plant Sludge Handling System Improvements Contract 2, GFS S-0056-12-3 (10536-7); providing funding for engineering testing and contingencies

relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0629 ADOPTED.

56. ORDINANCE appropriating \$11,217,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **PEPPER-LAWSON CONSTRUCTION, L.P.** for East Water Purification Plant Miscellaneous Rehabilitation and Improvements at Plants 1, 2 and 3, GFS S-0056-33-3 (WA10594-3); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0630 ADOPTED.
59. ORDINANCE appropriating \$794,715.13 from Street & Bridge Consolidated Construction Fund and \$5,288,784.87 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CONTRACTOR TECHNOLOGY, LTD** for 36-Inch Water Line along Hillcroft Ave., Holly, Dunlap and N. Braeswood Blvd from Bissonnet to N. Braeswood Blvd, GFS S-0900-89-3 (WA10773); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICTS C - GOLDBERG and F - KHAN** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0631 ADOPTED.
62. Omitted

**MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:**

**ORDINANCES**

14. ORDINANCE **AMENDING CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Truck Loading Zones; containing findings and other provisions relating to the foregoing subject; providing for severability – was presented, and tagged by Council Member Wiseman.
34. ORDINANCE appropriating \$174,000.00 out of Fire Consolidated Construction Fund, \$50,000.00 out of Solid Waste Consolidated Construction Fund and awarding contract to **TEXAS STERLING CONSTRUCTION, L.P.** for Concrete Repair Services for Various Departments - 1 Year with two one-year options - \$5,332,455.65 Maximum contract amount - General, Enterprise and Bond Funds – was presented, and tagged by Council Member Garcia.
35. ORDINANCE approving and authorizing interlocal agreement between the City of Houston and **TEXAS DEPARTMENT OF HEALTH, BUREAU OF LABORATORIES** for Analytical Services for Testing City's Drinking Water for the Water Production Branch of the Public Works and Engineering Department; providing a maximum contract amount - 2 Years with three one-year options - \$779,733.00 - Enterprise Fund – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0632 ADOPTED.
36. ORDINANCE relating to the Retail Water and Sewer Rates of **CHAMPS WATER COMPANY, INC** within the City of Houston, Texas; approving a settlement agreement relating to an increase in the rates of Champs Water Company, Inc - **DISTRICT B – GALLOWAY** – was presented.

Council Member Green stated that Council Member Galloway was away and had a



statement that she wanted him to read which stated “that as she was executing her duties as a City Council Member on official City business out of town and was not able to be at the Council session today, June 16, 2004, and as precedent was set during the last Council session that allowed a Council Member, who was absent from the table, the ability to express for the record their intended vote on an item that had already been considered and voted on, please let the record reflect that had she been present her vote on Item No. 36 on the June 16, 2004 City Council Agenda would have been “nay”, thank you for the faithful execution of the point of privilege.”

A vote was called on Item No. 36. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0633 ADOPTED.

38. ORDINANCE amending Ordinance No. 2002-1149 (passed by City Council on December 10, 2002) to increase the maximum contract amount and approving and authorizing first amendment to contract (approved by Ordinance No. 2002-1149) between the City of Houston and **HOUSTON READ COMMISSION** for Professional Literacy Services - 2 Years - \$800,000.00 - General Fund – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0634 ADOPTED.
42. ORDINANCE approving and authorizing third amendment to Professional Construction Management Services Contract between the City of Houston and **BRIAN SMITH CONSTRUCTION INSPECTION, INC** (approved by Ordinance No. 00-1024); CIP R-0267-03-3 – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0635 ADOPTED.
45. ORDINANCE appropriating \$218,700.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing first amendment to contract between the City and **MALCOM PIRNIE, INC** for Improvement of Disinfection Equipment at Water Production Facilities to comply with the Safe Drinking Water Act Requirements and Solutions to Water Quality Issues (approved by Ordinance No. 2001-0066); CIP S-0533-03-2 (WA10674); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS F - KHAN and G - HOLM** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0636 ADOPTED.
46. ORDINANCE appropriating \$128,255.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional construction management and Inspection Services Contract between the City and **WCW INTERNATIONAL, INC** for Elevated Storage Tank Rehabilitation District 67 and Ground Storage Tank Rehabilitation Kingwood 1 and 2, CIP S-0600-31-3 (10596-31) - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0637 ADOPTED.
48. ORDINANCE appropriating \$10,340,057.00 out of Airports Improvement Fund, CIP A-0141, awarding construction contract to **W. W. WEBBER, INC** for Demolition of Concourse B at William P. Hobby Airport (HOU), Project No. 417M; providing funding for engineering testing services and for contingencies relating to construction of facilities financed by such funds - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. ORDINANCE 2004-0638 ADOPTED.
57. ORDINANCE appropriating \$3,088,900.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TEXAS STERLING CONSTRUCTION, L.P.** for On-Call Rehabilitation to Large Diameter Water Lines, Valves and Appurtenances,

Package 3, GFS S-0701-01-3 (WA10700-3); providing funding for engineering testing, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented, and tagged by Council Member Garcia.

58. ORDINANCE appropriating \$4,491,100.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TEXAS STERLING CONSTRUCTION, L.P.** for Rehabilitation of Air Release Valves Package No. 1 and 42/36-Inch Waterline along Federal, IH-10 East Frwy., IH-610N. Loop E., Eastland, Rand and Kelly from East Water Purification Plant to Hirsch, GFS S-0701-02-3 (WA10775); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - GALLOWAY; E - WISEMAN and I – ALVARADO** – was presented, and tagged by Council Member Garcia.

### **FISCAL YEAR 2005 BUDGET MATTERS**

60. ORDINANCE providing for the continuation of appropriations for the support of the City Government pursuant to the requirements of Article VIa, Section 1 of the City Charter; making other provisions related to the subject; containing a severability clause– was presented, and tagged by Council Member Edwards.
61. Consideration of amendments to Item 61A below, that have been pre-filed on June 11, 2004 by Council Members Ellis, Berry, Goldberg, Khan, Holm, Alvarado, as set forth in the attached pages A through I – was presented.

Council Member Ellis moved to consider the amendments that had been filed and posted on the agenda, seconded by Council Member Alvarado.

After discussion by Mayor White and Council Members, Council Member Ellis stated that Mr. Anthony Hall, Chief Executive Officer, Mayor's Office, suggested that as they went through the posted amendments if a Council Member had an amendment that was similar to the posted amendment they may want to present it at that time, and Council Member Edwards stated that a lot of the amendments dealt with reduction in training and issues like that and she did not have any impact study as to what that would cost and asked if anyone had that available, and Mayor White stated that there were amendments that the administration had drafted to account for the need for detailed study and consideration, to direct them to do certain things and report back to City Council and thought those had been distributed to the Council Members.

After further discussion a vote was called on Council Member Ellis's motion to consider the budget amendments. All voting aye. Nays none. Council Members Galloway and Goldberg absent. MOTION 2004-0675 ADOPTED.

Council Member Quan moved that a maker of the motion be given up to one minute to present their amendment and that Council be given one minute of discussion to respond, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg absent. MOTION 2004-0676 ADOPTED.

- 61-1 - No. 1.2 - Require FY2005 Municipal Pension contributions to go directly into an escrow account to be managed at the Mayor's discretion until such time the negotiations between the Mayor and the Pension Board have been resolved.

Council Member Ellis stated that all the amendment did was require that the Municipal Pension contributions go into an escrow account which the Mayor would manage until which time the negotiations had been reached with the Municipal Pension System and the administration, that if they reached a negotiation in the next month the amendment would go

away, that it was just another tool to be used by the administration during the negotiation process, and moved to adopt the amendment.

Council Member Ellis stated that he had been advised by Legal to amend Item No. 1.2 to add "to the extent that the law would allow", seconded by Council Member Alvarado.

After discussion by Council Members, Council Member Ellis stated that he believed the amendment to the budget amendment would determine how long they could carry it through, that he did not believe it would harm the Municipal Pension system because they were still going to make the contributions, they were just going to make them to an escrow account that the Mayor would manage, that maybe they would have interest rates earned at a higher rate than in the pension fund, and Mayor White stated that the objective would be to have some management of the funds in a way that would track market performance by someone professionally competent to do so and if the arrangements were needed for more than a short period of time then they would have to revisit the issue of should they make any contributions at all or should they be put into a more detailed escrow type agreement with a custodial institution tracking the pension fund performance, etc., that they would get clarification to the Council Members on what would be the arrangements if there was a deposit made in mid July, what types of things consistent with the statements that he had said, that it would be professional and that the objective would be to track indexes.

After further discussion a vote was called on Council Member Ellis motion to amend Item 61-1 No. 1.2 to add the language "to the extent allowed by law". All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0677 ADOPTED.

Mayor White stated that Item 61-1 No. 1.2, as amended, was tagged by Council Member Edwards.

61-2 - No. 1.1 - Reduce this year's ad valorem property tax rate from .655 to .65 per \$100.00 of assessed value – was presented.

Council Member Ellis stated that Item 61.2 - No. 1.1 was just a reduction in the tax rate to be adopted in September, that he wanted to reduce it by half a penny per \$100 assessed value, that this basically was approximately the same amount as the reduction in the appraisal cap and Mayor White stated that the administration supported the amendment.

Council Member Wiseman offered written amendment No. 10.1 as follows:

No. 10.1 - Reduce the 2004 property tax rate by one cent to \$.645/\$100 of assessed value – was presented, and tagged by Council Member Wiseman.

Council Member Sekula-Gibbs offered written amendment No. 3.2 as follows:

No. 3.2 – The City of Houston shall cut the property tax rate one half penny from .655 to .650 per \$100.00 of assessed value. – was presented, and tagged by Council Member Wiseman.

Council Member Ellis stated that he would tag Item Numbers 61-2, 61-3 and 61-4 as follows:

61-3 – No. 5.1 -Reduce the 2004 property tax rate by one-half cent to \$.65/\$100 of assessed value (tax rate cut is the equivalent of projected revenue reductions resulting from 7% cap that are already reflected in Proposed FY05 Budget). – was presented, and tagged by Council Member Ellis.

61-4 – No. 11.2 - Reduce the 2004 property tax rate from \$.655/\$100 of assessed value to \$.650/\$100 of assessed value resulting in approximately \$5.15 million decrease in property tax revenues. – was presented, and tagged by Council Member Ellis.

Council Member Lawrence offered written amendment 6.2 as follows:

No. 6.1 – Reduce this year's ad valorem tax rate from .655 to .65 per \$100.00 of assessed value. – was presented, and tagged by Council Member Ellis.

Council Member Wiseman stated that she would offer a written amendment No. 10.2, which was related to the tax rate rollback, as follows and tagged the item.

No. 10.2 – Eliminate line item 1981, compensation contingency, in the General Fund. This will result in a savings of \$7.6m (million) of which, \$5 million will be used to offset ½ cent property tax rate roll back with the remaining \$2.5 m (million) allocated to fund an HPD Cadet Class. – was presented, and tagged by Council Members Ellis and Wiseman.

Mayor White stated that the administration would oppose eliminating the money for Municipal employee compensation increases.

Council Member Berry stated that he would withdraw the following items:

61-5 – No. 5.4 - Restrict expenditures from Fund 701 on the E.B. Cape Center to water and sewer purposes only, as required by law. - was withdrawn

61-6 – No. 5.5 - Eliminate expenditures by the Human Resources Department on the E.B. Cape Center (savings: \$236,563) - was withdrawn.

61-8 – No. 12.2 - Eliminate expenditures from the General Fund by the Human Resources Department for the E.B. Cape Center (savings: \$236,563) – was presented.

Council Member Holm moved to substitute the following written amendment for Item 61-8, seconded by Council Member Ellis.

“The City of Houston shall analyze and develop, not later than 90 days from the adoption of the FY05 Budget, with ongoing input and recommendation from the appropriate Council Committee(s), a City-wide policy concerning training City employees including standards for curriculum, eligibility for training, facilities, training related expenses, and other relevant issues, including assessment of the E.B. Cape Center for training or other purposes, and to report the results to the appropriate Council Committee(s), with the goal of enhancing performance, cutting unnecessary costs and improving the ability of the City to provide superior customer service. Training expenses should be fairly charged to the Department or activity of the employees trained.”, seconded by Council Member Ellis.

Council Member Sekula-Gibbs stated that she supported Council Members Berry and Holm's efforts to reduce excess waste at the E. B. Cape Center and offered the following language to amend Council Member Holm's substitute motion to explore existing agencies to make sure they tap into such groups like the Texas Workforce Commission because there was no point in the City not utilizing existing agencies if they were out there to train City employees.

Council Member Sekula-Gibbs moved to amend the third line from the bottom by inserting, “avoiding duplication with other agencies”, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business.

MOTION 2004-0678 ADOPTED.

A vote was called on the motion to allow Council Member Holm to substitute the language, as amended, for Item 61-8 - No. 12.2. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0679 ADOPTED.

Item 61-8, as amended, was tagged by Council Members Wiseman and Green.

61-7 – No. 12.1 - Expenditures from Public Works Fund 701 will be restricted to operations of the Water/Sewer Department only. No transfers for the E.B. Cape Center will be made from this fund outside of those activities directly related to the scope and operations of the water/sewer department. – was presented.

Council Member Holm moved to adopt Item No. 61-7 and Mayor White stated that the administration had no objection to the item, and the item was tagged by Council Member Edwards. Council Member Ellis absent.

61-9 – No. 5.3 - Study the feasibility and cost effectiveness of entering into a joint purchasing agreement for the purchase of prescription drugs and health insurance between the City of Houston and other local governmental entities. – was presented.

Council Member Berry moved to adopt Item No. 61-9, seconded by Council Member Green, and Mayor White stated that the administration supported the item.

After discussion by Council Members, a vote was called on Item 61-9 – No. 5.3. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0680 ADOPTED.

61-10 – No. 8.12 - Create a policy for selling COH liens – was presented, and tagged by Council Member Ellis.

61-11 – No. 14.3 - Develop a legislative strategy to address the loss of franchise fees due to increase of wireless devices. – was presented, moved by Council Member Alvarado, and tagged by Council Member Sekula-Gibbs.

Mayor White stated that the administration did not oppose the item and that the City Attorney, Mr. Michel had some ideas concerning how they ought to participate in regulatory proceedings.

61-12 – No. 14.4 - Implement a study on efficiency and productivity within Neighborhood Protection. – was presented, moved by Council Member Alvarado, seconded by Council Member Sekula-Gibbs.

Council Member Garcia stated that he supported Council Member Alvarado's motion and offered written amendments 13.2, 13.6 and 13.7 as follows:

No. 13.2 – Merge the 11 positions in the Development Services Division (Planning and Development Department) that are allocated to do outreach/support efforts to civic groups for Super Neighborhoods with the Mayor's CAO.

No. 13.6 – Neighborhood Protection Department shall increase the ratio of supervisor positions to non-supervisor positions to a reasonable 8 –10 non-supervisory positions to every 1 supervisory position.

No. 13.7 -Allow for performance pay raises for Neighborhood Inspectors/NPD, 311, and any

other positions whose function is to service communities, to be based on Customer Satisfaction from Civic Groups and Super Neighborhoods.

Mayor White stated that the administration had no objection to the items, and Council Member Khan stated that he would tag Item 61-12 – No. 14.4 and Council Member Garcia's written amendments.

Mayor White stated that he would direct members of his team to meet with the Council Members to see if there was appropriate language that they could work out to resolve any issues.

Council Member Edwards stated that within the period that the item was tagged if they could address the issue of State Law, that she would like some clarity on the State Law that prevented them from doing what they needed to do, that if they were in constant violation of State Law then she needed to know what that law was. Council Members Wiseman and Holms absent.

Mr. Hall stated that generally speaking Houston was allowed, as a home ruled city to pass ordinances governing most things that they thought were important to the health, welfare and safety of the people of Houston, that in many areas, he thought, the State had said they had preempted any capacity the City of Houston had to regulate the issues, that they had to deal with it on an issue by issue basis, that there was no general rule they could apply to say what they had preempted or what they had not. Council Members Wiseman and Holms absent.

Council Member Lawrence stated that for six months she and Council Member Galloway had talked about panhandling, that she had provided Legal with how the County was handling it out in the 1960 and Willowbrook area that they had annexed, that the panhandlers went straight to the blocks operated by the City because they knew if they panhandled two seconds a Sheriff Department car would pick them up in the Willowbrook area. Council Members Wiseman and Holm absent.

Mayor White asked Council Member Garcia if he could hold a hearing on the resources and policies on the issue, that he thought it was a serious issue, and Council Member Garcia stated that he would be more than happy to. Council Members Wiseman and Holm absent.

Council Member Garcia asked Council Member Khan if he would lift his tag briefly so he could offer his written amendment No. 13.1 and Council Member Khan stated that he would. Council Members Wiseman and Holm absent.

Council Member Garcia offered written amendment No. 13.1 as follows:

No. 13.1 – To allow for less duplication and better service to citizens, The Neighborhood Protection Department shall be merged with the 3-1-1 Department.

Council Members Ellis and Khan tagged Item 61-12 – 14.4 and written amendments 13.2, 13.6, 13.7 and 13.1. Council Member Wiseman absent.

61-13 – No. 14.5 - Consider developing a city-owned garage in downtown. – was presented, moved by Council Member Ellis, seconded by Council Member Green.

Council Member Edwards stated that she supported the budget amendment, that the other issue was that it was not just downtown that had that kind of density, that when they were looking at the Alameda corridor that was being developed there was a need for parking there and also in the Montrose area there was a need for parking in those dense areas, that she would like to include other areas that were considered dense in growth and population, that it would be a citywide study and Council Member Alvarado stated that she would accept that. Council

Members Wiseman and Green absent.

After further discussion Council Member Sekula-Gibbs stated that she would like to include the six block super block in front of the George R. Brown Convention Center in the study because they had the opportunity to portion the middle portion of the super block.

Mayor White stated that if there was no objection to the agreed amendment by Council Member Edwards to Item 61-13 – No. 14.5, it would be amended by unanimous consent.

A vote was called on Item 61-13 – No. 14.5, as amended. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Members Wiseman and Green absent. MOTION 2004-0681 ADOPTED.

Council Member Ellis stated that with authority from Council Members Berry and Goldberg he would move to table the following items, seconded by Council Member Lawrence.

61-14 – No. 1.3 -Require the Parks and Recreation Department, Convention and Entertainment Facilities Department and the Library Department to transfer all duplicate project management personnel to the Building Services Department. – was presented.

61-15 – No. 5.12 - Transfer functions within the Parks & Recreation Department and the Library Department that can be performed by the Building Services Department to the Building Services Department, and eliminate the positions overseeing those functions from the Parks & Recreation Department and the Library Department (savings: \$785,140).

61-17 – No. 8.1 – Transfer maintenance and operations of library facilities from the Library Department to Building Services Department including all FTE's whose duties including design and engineering

61-18 – No. 8.2 – Transfer maintenance and operations of Health and Human services facilities from that Department to Building Services Department including all FTE's whose duties including design and engineering

61-19 – No. 8.3 – Transfer maintenance and operations of PARD building facilities from PARD to Building Services Department including all FTE's whose duties including design and engineering

61-20 – No. 8.4 – Transfer maintenance and operations of police building facilities from the Police Department to Building Services Department including all FTE's whose duties including design and engineering

61-21 – No. 8.6 – Transfer maintenance and operations of Housing Department facilities to Building Services Department including all FTE's whose duties including design and engineering

61-22 – No. 8.7 – Transfer maintenance and operations of municipal courts facilities to Building Services Department including all FTE's whose duties including design and engineering

61-23 – No. 8.5 - Transfer grounds maintenance of the Library, Police and Fire Departments to PARD.

61-24 – No. 8.9 - Consolidate all Department PIO's by transferring duties to the Mayor's Office except Fire and Police Department

Council Member Lawrence moved to add the following items to the motion to table.

- No. 6.2 – Transfer maintenance and operations, and all FTE's whose duties include design and engineering, of Library facilities from the Library Department to the Building Services Department.
- No. 6.3 – Transfer maintenance and operations and all FTE's whose duties include design and engineering, of Health and Human Services Department to the Building Services Department.
- No. 6.4 – Transfer maintenance and operations and all FTE's whose duties include design and engineering, from Parks and Recreation Department to the Building Services Department.
- No. 6.5 – Transfer maintenance and operations and all FTE's whose duties include design and engineering, from the Police Department to the Building Services Department.
- No. 6.6 – Transfer maintenance and operations and all FTE's whose duties include design and engineering of Housing and Community Development Department to the Building Services Department.
- No. 6.7 - Transfer maintenance and operations and all FTE's whose duties include design and engineering of Municipal Courts and Judicial to the Building Services Department.

Council Member Alvarado stated that Item 61-16 – No. 14.6 should cover the items that were being tabled and they had a similar amendment that they were introducing regarding duplication of services within departments and offered the following substitute motion, seconded by Council Member Ellis.

"The City of Houston shall analyze and develop, not later than 90 days from the adoption of the FY'05 Budget, with ongoing input and recommendation from the appropriate Council Committee(s), a City-wide policy concerning the most efficient approach to allocating personnel and resources across Departments, regarding the operation and maintenance of grounds and buildings, and the management of capital projects involving grounds and buildings and to report the results to the appropriate Council Committee(s), with the goal of maximizing resources, avoiding duplication, enhancing efficiencies and improving the ability of the City to provide superior customer service. This policy shall specifically include the Building Services, Parks and Recreation, Convention and Entertainment Facilities, Library, Health & Human Services, Police, Fire and Housing and Community Development Departments.", seconded by Council Member Ellis.

Council Member Sekula-Gibbs stated that she would offer the following written amendments be added to the motion to table.

- No. 3.12 – Health Department facility maintenance shall become the permanent responsibility of Building Services so as to manage and reduce costs.
- No. 3.13 – Library facility maintenance shall become the permanent responsibility of Building Services so as to manage and reduce costs.
- No. 3.15 – Parks maintenance shall become the permanent responsibility of Building Services so as to manage and reduce costs.

A vote was called on the motion to table Item Numbers 61-14, 61-15, 61-17, 61-18, 61-19,



61-20, 61-21, 61-22, 61-23, 61-24, and written amendments 6.2, 6.3, 6.4, 6.5, 6.6, 6.7 and written amendments 3.12, 3.13 and 3.15. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0682 ADOPTED.

Upon discussion by Council Members, Council Member Edwards stated that she thought it was a great idea and thought a lot of departments should be merged but her question was, and one of the issues that would probably come up, if they were merging people with less seniority from one department to another department how was that going to be weighed out if they were doing the same position and so before the union came at them she would like to have them make sure and look at that, and Mayor White stated that was a good question and was something that could be encompassed, that Mr. Hall was productive in continuing discussions with the unions about some of those issues so that could be one of the things that could be considered, that they were committed to avoiding duplication and they also wanted Mr. Dadoush to undergo the very ambitious restructuring of his department that he had undertaken successfully, and finally they did not want any situation in which a department felt that their needs were not met and services were being thrust on them by somebody else.

After further discussion by Council Members, Council Member Wiseman released her tag on Council Member Alvarado's substitute amendment to Item 61-16.

A vote was called on the motion to allow Council Member Alvarado to substitute language for Item 61-16. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0683 ADOPTED.

Item No. 61-16 – No. 14.6, as amended, was tagged by Council Member Wiseman.

61-25 – No. 11.1 - Require all City departments to submit a zero-based budget for the 2006 fiscal year – was presented.

Council Member Khan stated that all through the budget process he had looked into and asked many times departments whether they were top heavy and many times department heads themselves acknowledged they were top heavy and they had seen what Mr. Dadoush did with Building Services and the amendment was basically to require all City departments to kind of follow up on what Building Services did this year and instead of reducing their budget this year give them a year to carry on the exercise.

Council Member Garcia moved to accept Item No. 61-25, and after further discussion Item No. 61-25 was tagged by Council Members Garcia and Edwards.

Council Member Green offered written amendment No. 4.2 as follows and tagged the amendment.

No. 4.2 - Require all City of Houston departments to adopt zero-based budgeting for the 2006 fiscal year.

Mayor White stated that he would direct the Director of F&A or Mr. Hall to help them deal with the issues and language which would allow them to designate departments or portions of departments for use of the productive tool as opposed to every function everywhere.

61-26 – No. 1.4 Require the Strategic Purchasing Division of the Finance & Administration Department to use the reverse auction procurement procedure in FY2005 for 50% of products purchased from the general fund and 50% of products purchased from the three enterprise funds.

Council Member Ellis moved to amend 61-26 by changing the wording to read “establish a goal for Strategic Purchasing Division and Finance & Administration Department to use the

reverse auction procurement procedure in FY2005 for 50% or more products purchased from the General Fund and 50% or more products purchased from the three enterprise funds", seconded by Council Member Wiseman.

Council Member Ellis stated that he had talked to Ms. Johnson and they did not want to be restricted by requirements but to establish a goal and try to meet that she said would be appropriate.

Mayor White stated that the administration had no objection to Item No. 61-26 as amended and if there was no objection they would amend No. 61-26 by unanimous consent. Council Member Khan absent.

A vote was called on Item No. 61-26 as amended. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Member Khan absent. MOTION 2004-0684 ADOPTED.

Council Member Green moved to remain in session beyond the scheduled noon recess, seconded by Council Member Ellis. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Member Khan absent. MOTION 2004-0685 ADOPTED.

Council Member Wiseman stated that she wanted to offer written amendments 10.4 and 10.5 which had been circulated to the Council Members, that they were amendments that had passed in the FY2004 budget but were never implemented and moved to accept.

No. 10.4 - Creation of a competitive bid process for the public and private sectors for landscaping installation and maintenance currently provided by the Parks Department. (The amendment passed in the FY04 budget, however, was never implemented.)

No. 10.5 - Creation of a competitive bid process for the public and private sectors for right-of-way mowing. (The amendment passed in the FY04 budget, however, was never implemented.)

Mayor White stated that the fact that they were passed in a prior Council and never implemented was a good reason for doing it again and trying to implement them, that it made perfect sense, that if they tagged the items maybe someone could tell them what happened to them, that he was inclined to be supportive of the items, and Council Members Alvarado and Wiseman stated they would tag amendment numbers 10.4 and 10.5, and Mayor White stated to Ms. Johnson that he believed the answer might be that they hired a consultant to tell them the same thing or that they were in the process of implementing the report, that they ought to have some time table for implementation.

61-27 – No. 5.4 - Fully implement take-home vehicle audit recommendations (savings: according to audit report, \$463,482) – was presented.

Mayor White stated that the administration had no objection to the amendment, they were not vouching for the estimated savings but for the implementation of the recommendation they had no objection to doing that.

Council Member Berry moved to accept Item 61-27 - No. 5.14, seconded by Council Member Ellis, and was tagged by Council Member Garcia.

Council Member Garcia offered written amendment No. 13.4 to be considered along with No. 61-27.

No. 13.4 - Reduction of large- sedan – fuel-inefficient vehicles. All employees using city owned vehicles, who do not respond to emergency, shall be moved into smaller, cost and fuel-efficient vehicles.

Mayor White stated that actually it was now the administrations policy and he would like for Council Member Garcia to be briefed on the policy, the reason that they could not do so immediately was if he was in a car that had 12,000 miles on it then it would be better to not immediately buy a new car and put that old car on the used car market, but that was the only reason, that maybe Council Member Garcia could move it, tag it and get a briefing and see if that satisfied him, and Council Member Garcia stated that he would amend his motion to read “as appropriate” and Mayor White stated that would solve the problem.

Council Member Garcia moved to amend his motion to add “as appropriate”, seconded by Council Member Ellis.

Mayor White stated if there was no objection then on amendment 13.4 the words would be added at the end, “as appropriate”, and if there was no objection the item was amended by consent.

Item No. 61-27 was tagged by Council Member Quan.

A vote was called on amendment No. 13.4, as amended. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0686 ADOPTED.

61-28 – No. 14.1 - Reduce the contract amount of \$160,000 for Port-a-Cans and reopen existing restrooms located in parks. Port-a-Cans should be utilized when restrooms do not exist - was presented.

Council Member Alvarado stated that she was willing to withdraw the amendment and work with the new director once he came in, to address the issue.

After further discussion, Council Member Alvarado moved to table Item No. 61-28, seconded by Council Member Holm. Council Member Berry absent.

After further discussion Council Member Edwards stated that she wanted to add a friendly amendment to her motion to table, that she thought the whole issue of restrooms needed to be addressed fully and completely because if they were going to have restrooms that were opened then they did have to look at the issue of security, and then there were some parks that had no restrooms or port-o-cans, so she thought it was the whole issue of design, and Council Member Alvarado stated that she would accept the friendly amendment.

A vote was called on Council Member Alvarado’s motion to table Item No. 61-28. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Member Berry absent. MOTION 2004-0687 ADOPTED.

61-29 – No. 14.2 - Implement the FY’04 budget amendment that states to increase green fees for non-city residents using COH golf courses – was presented, moved by Council Member Alvarado, seconded by Council Member Ellis. Council Member Berry absent.

After discussion by Council Members, Council Member Sekula-Gibbs offered a friendly amendment to 61-29 to “consider Harris County residents in a special category to be included as citizens of the City of Houston”, and Council Member Alvarado stated that she was not willing to accept the amendment at this time.

After further discussion by Council Members, Council Member Ellis stated that he would assume the Parks Director would evaluate the amendment and bring it back in ordinance form so they would not have to bring it up each year and would encourage the administration to look at that, and Mayor White asked Mr. Hall if there would be any disadvantage to doing that, to consider the issue of fees in ordinance form, and Mr. Hall stated that typically when the issue had come up most directors had preferred to have some ranges that they could use and set it per ranges.

After further discussion by Council Members a vote was called on Council Member Alvarado's motion to accept Item No. 61-29. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. MOTION 2004-0688 ADOPTED.

Mayor White stated to the Director of F&A that it was a legitimate and serious concern when they proposed the schedules that they account for how they treat residents of Harris County, not because they paid taxes if they lived outside of the city limits, but because there were various cooperative matters in which they were engaged, and Mr. Hall stated that he had been advised that pursuant to the amendment that was passed with the last budget that there was a study that was done and thought the study would be included as a consideration for whatever would be recommend to the City Council as a proposed fee schedule in implementing it. Council Member Garcia absent.

Council Member Edwards stated that amendments Numbers 9.1, 9.4 and 9.5 were not directly related to stated amendments but were related to the category so before they left Policy Directives she would like to introduce three of her amendments at this time, Numbers 9.1, 9.4 and 9.5 and Council Members, Council Member Ellis stated that with all due respect to his colleagues he thought they were going to run through the amendments that had been posted on the agenda and if the Council Members had an amendment that had not been posted and was germane to the one item then they would offer it at that time and thought there was kind of a process that they could really move along and get to everyone's amendments but if they kept jumping in and posting all the amendments he did not think they had time to review them and after further discussion it was determined that the proposed amendments were not germane to the matter before Council at this time. Council Members Alvarado and Quan absent.

61-30 - No. 8.13 - Match Harris County's monetary contribution to the Greater Houston Partnership – was presented, and tagged by Council Member Ellis. Council Member Quan absent.

61-31 - No. 8.11 - Allow no expenditures for any COH employee's license fees or membership in an organization unless essential to the employee's duties. - was presented, and tagged by Council Member Ellis.

61-32 - No. 5.2 - Fund an HPD Cadet Training Class (estimated cost: \$2.5 million). - was presented, and tagged by Council Members Wiseman and Edwards.

Council Member Quan offered amendment No. 2.1 as follows, seconded by Council Member Sekula-Gibbs, and tagged by Council Member Wiseman.

No. 2-1 - Conduct a Police Cadet Class in August 2004 for 70 Cadets. General Fund Cost \$2.7 Million dollars. Cost covers: Salaries, benefits, Field Trainers' bi weekly stipends of \$69 dollars, cadet uniforms and bulletproof vests. The current pool of candidates available to for consideration expires September 01, 2004.

Council Member Garcia offered amendment No. 13.3 as follows and Council Member Ellis stated that it was not appropriate at this time, and Council Member Garcia stated that he felt it was relative in the sense that they needed to hold the line on their staff in order to get cadets trained, they were going to need to continue to have classified personnel in key patrol and

investigative positions, that was the relevancy.

No. 13.3 - Implement a phase down of civilian jail personnel to lessen the impact of moving classified officers into non-patrol function positions. Phase down would consist of reducing civilian jailers by 82 FTE's for FY 05, which retains 2/3 of the current positions. Then in each year remaining until Jail is merged with Harris County, that civilian positions be reduced by a third each fiscal year.

Mayor White stated that the real issue was the order in which they took up certain things and they would get through everything in an orderly fashion, that he thought that it would be beneficial to take up Council Member Garcia's amendment right after this, that one issue that they would need to address with Chief Hurtt and others in the command staff was as follows, if they came up with blank amount of money for the Police Department then where would that money be spent first, in taking some of the officers that were only temporary jailers and putting them back out on the street or the cadet class and he would urge his colleagues and would tell them that it was going to have to be an ongoing discussion, and would they have enough money to do a little of both, if they worked through it together it was going to be his commitment to work hard to find additional funds within a very short period of time that they could dedicate to the issues involving neighborhood safety, that it was a very serious issue that the City Council had to confront and for that reason they would reflect Council Member Garcia's amendment going in this place. Council Member Edwards absent.

Council Member Sekula-Gibbs offered number 3.18, seconded by Council Member Alvarado, and tagged by Council Member Sekula-Gibbs.

No. 3.18 - The City of Houston shall fund an HPD Training Class composed of 70 cadets.

Council Member Lawrence stated that she thought the confidence they had in Chief Hurtt was very important and they knew how many men had said they were going to retire and thought maybe they could look at it maybe a month down the road to see if they needed an academy, did they need to remove officers from the jail, the storefront, relieve those men, put them back on the storefront instead of the streets, those were the decisions they could give the confidence to the Chief and let him make those calls as they consider an amendment. Council Member Green absent.

Mayor White stated that the item would not be voted on today but in the next two weeks they were making some decisions and Council Member Lawrence might consider on her own working with the City Attorney if she would want to frame an amendment that they would consider increasing some line item in the police budget with instructions that the allocation would be made based upon a report back to Council in some time. Council Member Green absent.

Council Member Wiseman offered amendment 10.3 as follows and tagged the amendment. Council Member Green absent.

No. 10.3 - Maintain current HPD staffing as a minimum staffing level for peninsula communities.

Council Member Garcia moved to accept No. 13.3, and Council Member Ellis tagged the item. Council Member Green absent.

Mayor White stated that all items that were dealing with levels of police staffing, including training and deployment of those staff had now been noted and would be taken up at this point and were all tagged.

61-33 - No. 8.8 - Eliminate PARD PAC's and expenditures for COH employees including support staff - was presented and tagged by Council Member Ellis. Council

Member Green absent.

Mayor White stated that the administration opposed the amendment.. Council Member Green absent.

61-34 - No. 8.10 - Delete funding for COH membership to NLC. - was presented.

Council Member Ellis moved to table Item No. 61-34, seconded by Council Member Berry. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Member Green absent. MOTION 2004-0689 ADOPTED.

61-35 - No. 5.7 - Reduce Membership & Professional Fees (line item 3905) expenditures to the following amounts (total savings: \$31,268):

- Municipal Courts – Administration: \$1,058 (FY03 Actual; savings: \$5,142)
- Planning & Development: \$5,445 (FY04 Estimate; savings: \$13,355)
- Public Works & Engineering: \$50,241 (FY03 Actual; savings: \$9,459)
- Finance & Administration: \$11,039 (FY03 Actual; savings: \$1,681)
- Human Resources: \$2,569 (FY03 Actual; savings: \$1,631)  
- was presented.

Council Member Berry stated that they just tried to cap membership and professional fee line item to Fiscal 2003 standards so that they would not grow for this year, they were supposed to be getting leaner in the number of employees they had. Council Member Green absent.

Council Members Wiseman and Edwards stated that they would tag Item No. 61-35. Council Member Green absent.

Council Member Holm offered amendment 12.3 as follows, seconded by Council Member Khan, and tagged by Council Members Ellis and Wiseman. Council Members Sekula-Gibbs and Green absent.

No. 12.3 - The city will adopt a policy for all departments for Memberships and Professional Fees to be implemented and reflected in every department's budget for FY05. The policy will be developed and implemented during the first quarter of FY05.

Council Member Lawrence offered amendments 6.8, 6.9 and 6.11 as follows, tagged by Council Members Wiseman, Alvarado and Sekula-Gibbs. Council Member Green absent.

No. 6.8 - Amend the Finance and Administration Budget, org # 1150, to remove \$1700.00 from Line Item # 3905, Membership Fee and \$ 500.00 from Line Item # 3900, Training, for a total amount of \$ 2200.00. These expenditures are budgeted for the CAO who is not acting in a legal capacity representing the City of Houston. The expenditures for his assistant are not crucial to her job duties.

No. 6.9 - Amend the Finance and Administration Budget, Org # 1950, to remove \$ 500.00 from Line Item # 3905, Membership Fee and \$ 1200.00 from Line Item # 3900, Training, for a total amount of \$ 1700.00. These expenditures are budgeted for the Assistant Director at 311 and are not crucial to her job duties as assigned.

No. 6.11 - Reduce Membership and Professional Fees, Line Item # 3905 expenditures to the

following amounts for a total savings of \$ 31,268.00.  
Municipal Courts – Administration: \$ 1,058  
Planning and Development: \$ 5,142  
Public Works: \$ 50,241  
Finance and Administration: \$ 11,038  
Human Resources: \$ 2,569

61-36 - No. 5.8 - Eliminate all expenditures from the general fund on Travel – Training Related and Travel – Non-training Related in all departments except Police and Fire (savings: \$261,723).

Council Member Berry stated that he needed to make a correction, the estimated savings that they showed of \$261,000 was incorrect, that the number was supposed to be \$221,624, the \$40,000 discrepancy was that they really did not save anything from City Council budgets, the reason for that was that their Council budgets were fixed and it had never been their intention to reduce Council budgets, Council Members could spend their funds however they wanted it was only for line items in the General Fund directed to that, tagged by Council Members Wiseman and Sekula-Gibbs. Council Member Green absent.

Council Member Holm offered amendment 12.5 as follows, seconded by Council Member Garcia, and tagged by Council Members Ellis and Wiseman. Council Member Green absent.

No. 12.5 - The city will adopt a policy for all Travel to be implemented and reflected in every department's budget for FY05. The policy will be developed and implemented during the first quarter of FY05.

Council Member Edwards stated that she was curious as to the exception of the Police and Fire Departments, and Mayor White requested that Council Member Berry explain that.

Council Member Berry stated that they asked each department to explain their travel expenses and they found with both of those there was pretty significant public safety justification, the Police Department, for example, going out of State to pick up individuals that were being extradited and the same with the Fire Department. Council Members Quan and Green absent.

Council Member Berry moved to amend 61-36 to read "and City Council", seconded by Council Member Ellis. Council Members Quan and Green absent.

Mayor White requested that Council Member Wiseman release her tag so they could amend Item No. 61-36, and Council Member Wiseman stated she would release her tag for a moment, and Council Member Sekula-Gibbs stated she would release her tag also. Council Members Quan and Green absent.

Mayor White stated that hearing no objection to the amendment to include "and City Council" the amendment was so amended, and tagged by Council Members Wiseman, Sekula-Gibbs and Edwards. Council Members Quan and Green absent.

Mayor White stated that he would ask members of the administration to work with him and Council Members to look at language such as that proposed by Council Member Holm which would set policy directions and make sure those policies could have adequate oversight. Council Member Green absent.

61-37 - No. 5.9 - Reduce expenditures from the general fund on Audio-Visual Supplies to \$286,328 (FY03 Actual; savings: \$102,497). - was presented, moved by Council Member Berry, seconded by Council Member Khan, and tagged by Council Members Quan, Alvarado and

Wiseman. Council Member Green absent.

61-38 - No. 5.10 - Reduce expenditures from the general fund on Publications & Printed Materials (line item 2315) to \$531,251 (FY03 Actual; savings: \$75,091). - was presented, moved by Council Member Berry, and tagged by Council Members Quan and Wiseman. Council Member Green absent.

61-39 - No. 5.6 - Reduce Education & Training (line item 3900) expenditures to the following amounts (total savings: \$160,972), and limit Education & Training expenditures in all departments to training that is necessary to the job function of the participating employee:  
Municipal Courts – Administration: \$2,605 (FY03 Actual; savings: \$11,895)  
Municipal Courts – Justice: \$3,039 (FY03 Actual; savings: \$2,461)  
Building Services: \$14,406 (FY03 Actual; savings: \$1,694)  
Planning & Development: \$10,000 (savings: \$6,100)  
Public Works & Engineering: \$39,558 (FY03 Actual; savings: \$55,842)  
Library: \$9,893 (FY03 Actual; savings: \$8,132)  
Parks & Recreation: \$750 (amount that was supposed to be budgeted in FY04 pursuant to Motion #2003-0735, but budget amendment was never implemented; savings: \$21,050)  
Affirmative Action: \$300 (FY04 Estimate; savings: \$2,700)  
Office of the City Controller: \$15,313 (FY03 Actual; savings: \$4,187)  
Finance & Administration: \$8,619 (FY03 Actual; savings: \$16,987)  
Human Resources: \$2,500 (savings: \$6,300)  
Information Technology: \$13,676 (FY03 Actual; savings: \$8,324)  
Legal: \$10,000 (savings: \$15,300) - was presented.

Council Member Berry stated that he had a written amendment to 61-39 as shown below, that it just removed Municipal Courts Administration, that the answer they got for the reason for the education and training was the new computer system and they justified it line item by line item and it seemed very fair and reasonable and not a lot of money, tagged by Council Member Wiseman. Council Member Green absent.

61-39 - No. 5.6 - Reduce Education & Training (line item 3900) expenditures to the following amounts (total savings: \$160,972), and limit Education & Training expenditures in all departments to training that is necessary to the job function of the participating employee:  
Municipal Courts – Justice: \$3,039 (FY03 Actual; savings: \$2,461)  
Building Services: \$14,406 (FY03 Actual; savings: \$1,694)  
Planning & Development: \$10,000 (savings: \$6,100)  
Public Works & Engineering: \$39,558 (FY03 Actual; savings: \$55,842)  
Library: \$9,893 (FY03 Actual; savings: \$8,132)  
Parks & Recreation: \$750 (amount that was supposed to be budgeted in FY04 pursuant to Motion #2003-0735, but budget amendment was never implemented; savings: \$21,050)  
Affirmative Action: \$300 (FY04 Estimate; savings: \$2,700)  
Office of the City Controller: \$15,313 (FY03 Actual; savings: \$4,187)  
Finance & Administration: \$8,619 (FY03 Actual; savings: \$16,987)  
Human Resources: \$2,500 (savings: \$6,300)  
Information Technology: \$13,676 (FY03 Actual; savings: \$8,324)  
Legal: \$10,000 (savings: \$15,300)



Mayor White requested that Council Member Wiseman release her tag for a moment, and if there was no objection then the substitute amendment for Item No. 61-39 would be substituted, and Council Member Wiseman tagged Item No. 61-39 as amended. Council Member Green absent.

Council Member Alvarado stated that she had an amendment from Council Member Green related to Item No. 61-38 and offered 4.14 as follows, and the item was tagged by Council Members Alvarado and Wiseman. Council Members Ellis and Green absent.

No. 4.14 - Implement a study on efficiency and productivity within Neighborhood Protection.

Mayor White stated that if there was no objection the item sponsored by Council Member Green would appear on the posting immediately following Item No. 61-38. Council Members Ellis and Green.

Council Member Lawrence stated that she would like to offer 6.10 related to Item 61-38 as follows, tagged by Council Member Wiseman.

No. 6.10 - Reduce expenditures from the General Fund, Line Item # 2315, Publications and Printed Materials to \$531,251.00. This amount is the FY03 actual expenditures and results in a savings of \$75,091.00.

Mayor White stated that if there was no objection the item would appear immediately after the items by Council Members Berry and Green having to do with publications and printed materials. Council Members Ellis and Green.

Council Member Holm stated that she wanted to offer 12.6 related to Item 61-39 as follows, tagged by Council Member Wiseman. Council Members Ellis and Green absent.

No. 12.6 - The city will adopt the following policy for all local training to be implemented and reflected in every department's budget for FY05. The policy will be developed and implemented during the first quarter of FY05.

Mayor White stated that hearing no objection 12.6 would appear immediately following Item No. 61-39, that the administration certainly supported the general approach, that on the issue of training, he understood the concern, that he would also say that the situation in the Fire Department that they discussed earlier on training was replicated, he did not think they did enough to invest in the career development and education of their Municipal employees, that was his considered judgment, that the more they did that those dollars would be the best investment the City ever made so figuring out a way that they balance those interests was going to be something he would need help on and that they would pay attention to. Council Members Ellis and Green absent.

61-40 - No. 5.11 - Reduce expenditures from the general fund on Clothing (line item 2701) to \$2,500,000 (reduction is commensurate with reduction in City employees since FY02; savings: \$348,998). - was presented, moved by Council Member Berry, seconded by Council Member Khan, and tagged by Council Members Wiseman and Sekula-Gibbs. Council Members Ellis and Green absent.

Council Member Alvarado offered two amendments on behalf of Council Member Green that were related to the item, 4.7 and 4.12 as follows, and Council Members Alvarado and Wiseman tagged the items. Council Members Ellis and Green absent.

No. 4.7 - Reduce from the Police Department, Line Item #1270 Clothing Allowance Classified, from a budgeted amount in FY2005 of \$1,295,337 to \$1,155,337 (Savings: \$140,000).

No. 4.12 - Reduce from the Solid Waste Department, Line Item #2701 Clothing from a budget amount in FY2005 of \$72,800 to \$52,800 (Savings: \$20,000).

Mayor White stated that on the items he would like a report from the individual departments, that they really needed to hear from the people who worked there, they needed people to work with dignity. Council Members Ellis and Green absent.

61-41 - No. 5.13 - Reduce expenditures in the Library Department on Marketing & Development to \$521,026 (FY04 Estimate; savings: \$188,200) - was presented, moved by Council Member Berry, seconded by Council Member Khan, and tagged by Council Member Wiseman. Council Members Ellis and Green absent.

Mayor White stated that next were some items offered by Council Member Khan and did not know that they fit into several different categories and if he could, before going one by one, asked Council Member Khan if there was an overall approach which he would like to follow concerning the items. Council Members Ellis, Green and Berry absent.

Council Member Khan stated that on some of the items Council Member Holm had an amendment regarding those, that they were general policy kind of amendments and he would be happy to consider that in lieu of his amendments and withdrew Item numbers 42, 47, 57, 64 and 76, that he was withdrawing them in favor of Council Member Holm's amendment 12.2. Council Members Ellis, Green and Berry absent.

61-42 - No. 11.3 - Reduce expenditures from the General Fund on Education and Training (line item 3900) from \$1,983,489 to \$1,850,000 and reduce each affected department budget to reflect this change (savings: \$133,489) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-47 - No. 11.8 - Reduce expenditures from General Fund on Tuition Reimbursement (line item 3897) from \$765,500 to \$700,500 and reduce each affected department budget to reflect this change (savings: \$65,000) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-57 - No. 11.18 - Reduce Public Works & Engineering expenditures on Education & Training (line item 3900) from \$95,400 to \$85,400 and reduce the PWE budget to reflect this change (savings: \$10,000)– was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-64 - No. 11.25 - Reduce Building Services expenditures on Education and Training (line item 3900) from \$16,100 to \$9,100 and reduce the Building Services budget to reflect this change (savings: \$7,000)– was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-76 - No. 11.37 - Reduce Finance and Administration Department expenditures on Education and Training (line item 3900) from \$25,606 to \$15,876 and reduced the F&A budget to reflect this change (savings: \$9,730) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

Council Member Khan stated that Council Member Holm had amendment 12.5 which would replace his amendments 43, 44, 49, 62, 69, 70, 71 and 77 and withdrew those amendments. Council Members Ellis, Green and Berry absent.

61-43 - No. 11.4 - Reduce expenditures from the General Fund on Travel Non-Training (line

item 3950) from \$258,691 to \$234,744 and reduce each affected department budget to reflect this change (savings: \$23,947) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-44 - No. 11.5 - Reduce expenditures from the General Fund on Travel Training (line item 3910) from \$194,833 to \$160,000 and reduce each affected department budget to reflect this change (savings: \$34,833) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-49 - No. 11.10 - Reduce City Council Department expenditures for Travel-Non Training (line item 3950) from \$40,099 to \$30,000, and reduce the City Council Department budget to reflect this change (savings: \$10,099) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-62 - No. 11.23 - Reduce Parks & Recreation expenditures on Travel Non-Training (line item 3950) from \$11,200 to \$6,400 and reduce the Parks & Recreation budget to reflect this change (savings: \$4,800)– was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-69 - No. 11.30 - Reduce Legal Department expenditures on Travel-non Training (line item 3950) from \$27,700 to \$9,141 and reduce the Legal Department's budget to reflect this change (saving of \$18,559) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-70 - No. 11.31 - Reduce Information Technology Department expenditures on Travel Training (line item 3910) from \$6,900 to \$1,500 and reduced the IT Department budget to reflect this change (savings: \$5,400) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-71 - No. 11.32 – Reduce Information Technology Department expenditures on Travel non-training (line item 3950) from \$5,300 to \$1,500 and reduced the IT budget to reflect this change (savings: \$3,800) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

61-77 - No. 11.38 - Reduce Finance and Administration Department expenditures on Travel Training related (line item 3910) from \$25,606 to \$15,876 and reduce the F&A budget to reflect this change (savings: \$8,702) – was withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

Mayor White stated that the record would reflect that those items were withdrawn by Council Member Khan. Council Members Ellis, Green and Berry absent.

Mayor White stated that if there was no objection in preparing the agenda those items that were directly related to the items which had been proposed by expenditure reductions would be posted side by side with those items. Council Members Ellis, Green and Berry absent.

61-45 – No. 11.6 - Reduce expenditures from the General Fund on Clothing (line item 2701) from \$2,848,998 to \$2,650,000 and reduce each affected department budget to reflect this change (savings: \$198,998) – was presented and tagged by Council Member Wiseman. Council Members Ellis, Green and Berry absent.

61-46 – No. 11.7 - Reduce expenditures from General Fund on Miscellaneous Support Services

(line item 3345) from \$4,865,391 to \$4,000,000 and reduce each affected department budget to reflect this change (savings \$865,391) – was presented. Council Members Ellis, Green and Berry absent.

Council Member Wiseman stated that with relation to Item No. 61-46 she had a written amendment that she had circulated that was very similar and offered No. 10.6, tagged by Council Members Quan and Wiseman. Council Members Green and Berry absent.

No. 10.6 - Reduce line item 3345, Miscellaneous Support Services, in the General Fund to FY04 estimate - \$3,875,343.

Council Member Edwards stated that she had a question on Council Member Holm's amendment and asked how were the words "the city" being defined, was it being specified once again to a special department like F&A, the Mayor's Office or the CA or whatever, that she thought the amendments were great she just needed to know who they were going to be asking to do them, and Mayor White stated that was a fair question, that only people were responsible for things, committee and organizations were not and if he could ask Mr. Hall and it needed to be sooner than the senior staff on Tuesday, that he just needed some consultation with Mr. Hall and those having to do in Finance & Administration and HR and those other departments from time to time that he thought was appropriate, that he would like to know who, by name and position, would be responsible for providing some draft of such policies that they were referring to and Council Member Holm would be prepared to share that with Members of Council so that they would know how they were going to organize themselves. Council Members Green and Berry absent.

Council Member Holm stated that they just needed to know what the definition of the City of Houston was, and Mayor White stated that the City of Houston was the language that they should have because it encompassed their functions of City government and Council Member Holm asked if she should amend her amendments 12.3, 12.4, 12.5 and 12.6 to state the City of Houston as opposed to the City, and Mayor White stated that Council Member Edwards was asking a very important and certainly relative non legal drafting issue of who was going to be charged with to making the report and he would say the language as drafted directed the City to do it and they would report back to her as to who would be charged. Council Members Green and Berry absent.

Mayor White stated that they were talking about the City government, a legal entity, and asked if they had a problem using the City or the City of Houston and Mr. Michel stated no, that he thought it would be fine to use the City of Houston, and Mayor White stated that certainly that was the way they would interpret it, that he understood the point that Council Member Edwards was making. Council Members Green and Berry absent.

Council Member Alvarado stated that on behalf of Council Member Green she had a related amendment to Item No. 61-46 and offered written amendment No. 4.13 as follows, and Council Members Alvarado and Wiseman tagged No. 4.13. Council Members Green and Berry absent.

No. 4.13 - Reduce from the Solid Waste Department, Line Item #2738 Miscellaneous Parts & Supplies, from a budgeted amount in FY2005 of \$100,000 to \$80,000 (Savings: \$20,000). Council Members Green and Berry absent.

61-48 - No. 11-9 - Reduce the Overall City Council Department Budget from \$4,203,428 to \$4,150,185 (savings: \$53,243) – was presented, moved by Council Member Khan and tagged by Council Member Wiseman. Council Members Green and Berry absent.

61-50 - No. 11.11 – Reduce Solid Waste Department expenditures on clothing (line item 2701)

from \$72,800 to \$60,000, and reduce the Solid Waste Department budget to reflect this change (savings: \$12,800) – was presented, and tagged by Council Member Edwards. Council Members Green and Berry absent.

61-51 - No. 11.12 - Reduce Planning and Development expenditures on Audio/Visual applications (line item 2300) from \$121,400 to \$60,000, and reduce the Planning and Development Department budget to reflect this change (savings: \$61,400) – was presented, and tagged by Council Member Edwards. Council Members Green and Berry absent.

61-54 - No. 11-15 – Reduce Planning and Development expenditures on Membership & Professional Fees (line item 3905) from \$18,800 to \$9,400 and reduce the Planning and Development budget to reflect this change (savings: \$9,400) – was presented, and tagged by Council Member Edwards.

Council Member Ellis stated that he knew a lot of work had been done by Council Member Khan and his staff and suggested that he group the items and that the administration would study them and come back with a response as to whether they would agree or not agree, and Council Member Khan stated yes, and Mayor White stated that they would either agree or disagree, and that there would be a third that there may be some savings there but they did not know exactly how much and that they follow a procedure of reporting back, so on the substance of the administration's position he thought the suggestion by the Chair of the Fiscal Affairs Committee was a good idea and that F&A work with Council Member Khan before the next meeting to try and resolve those. Council Members Green and Berry absent.

61-52 - No. 11.13 - Reduce Planning and Development expenditures on Computer Supplies (line item 2305) from \$87,016 to \$60,000, and reduce the Planning and Development Department budget to reflect this change (savings: \$27,016) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.

61-53 - No. 11.14 - Reduce Planning and Development expenditures on Office Equipment Rental (line item 3409) from \$18,500 to \$9,250 and reduce the Planning and Development budget to reflect this change (savings: \$9,250) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.

61-55 - No. 11.16 - Reduce Public Works & Engineering expenditures on Metro Commuter Passes (line item 3404) from \$71,300 to \$40,000 and reduce the PWE budget to reflect this change (savings: \$31,300)– was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.

61-56 - No. 11.17 - Reduce Public Works & Engineering expenditures on Miscellaneous Other Services and Charges (line item 3895) from \$95,300 to \$75,000 and reduce the PWE budget to reflect this change (savings: \$20,300) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.

61-58 - No. 11.19 - Reduce Parks & Recreation expenditures on Recreational Supplies (line item 2704) from \$284,700 to \$247,800 and reduce the Parks & Recreation budget to reflect this change (savings: \$36,900) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.

61-59 - No. 11.20 - Reduce Parks & Recreation expenditures on Information Resource Services

(line item 3323) from \$24,000 to \$10,500 and reduce the Parks & Recreation budget to reflect this change (savings \$13,500) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.

- 61-60 - No. 11.21 - Reduce Parks & Recreation expenditures on Management Consulting Services (line item 3335) from \$84,300 to \$50,000 and reduce the Parks & Recreation budget to reflect this change (savings: 34,300) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-61 - No. 11.22 - Reduce Parks & Recreation expenditures on Refuse Disposal (line item 3525) from \$188,300 to \$166,400 and reduce the Parks & Recreation budget to reflect this change (savings: \$21,900)– was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-63 - No. 11.24 - Reduce Health & Human Services expenditures on Publication & Printed Materials (line item 2315) from \$19,700 to \$10,000 and reduce the HHS budget to reflect this change (savings: \$9,700) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-65 - No. 11.26 - Reduce Library expenditures on Office Equipment (line item 3625) from \$25,600 to \$10,000 and reduce the Library budget to reflect this change (savings: \$15,600) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-66 - No. 11.27 – Reduce Finance and Administration expenditures on Employee Rewards (line item 1199) from \$33,000 to \$2,970 and reduced the F&A budget to reflect this change (savings: \$30,030)– was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-67 - No. 11.28 - Reduce Legal Department expenditures on Computer Equipment & Software Maintenance (line item 3615) from \$50,000 to \$27,000 and reduced the Legal Department's budget to reflect this change (savings: \$23,000) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-68 - No. 11.29 - Reduce Legal Department expenditures on Int. Fd. Photocopy Services (line item 3765) from \$46,900 to \$34,237 and reduced the Legal Department's budget to reflect this change (savings: \$12,663) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-72 - No. 11.33 - Reduce Finance and Administration Department expenditures on Food Supplies (line item 2702) from \$3,000 to \$1,000 and reduced the F&A budget to reflect this change (savings: \$2,000)– was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-73 - No. 11.34 - Reduce Finance and Administration Department expenditures on Management Consulting Services (line item 3335) from \$20,000 to

\$10,000 and reduced the F&A budget to reflect this change (savings: \$10,000) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.

- 61-74 - No. 11.35 - Reduce Finance and Administration Department expenditures on Real Estate Office Rentals (line item 3400) from \$94,470 to \$76,280 and reduce the F&A budget to reflect this change (savings: \$18,190) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-75 – No. 11.36 - Reduce Finance and Administration Department expenditures on Office Equipment Rental (line item 3409) from \$64,300 to \$42,168 and reduced the F&A budget to reflect this change (savings: \$22,168) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.
- 61-78 – No. 11.39 - Reduce Finance and Administration Department expenditures on Building Services Maintenance (line item 3600) from \$52,116 to \$44,500 and reduced the Building Services budget to reflect this change (savings: \$7,616) – was presented, and tagged by Council Members Wiseman, Edwards and Sekula-Gibbs. Council Members Green and Berry absent.

Council Member Khan stated that not only did his staff do a lot of work looking into the budget items, and in absence of a clear direction and policy as to how the departments would be asked to be more efficient that was the premise of his amendments, that they basically wanted to limit the growth of their spending, that fiscal responsibility was not just a buzz word for them, it was a real thing, that they also submitted to all the Council Members and the Mayor an explanation of every amendment they made, that their objective was not to penalize the departments, the objective was to make them realize that they were dealing with public money. Council Members Green and Berry absent.

Council Member Alvarado stated that on behalf of Council Member Green she offered the following amendments that were related to Council Member Khan's amendments and she would tag the items.

- No. 4.10 - Reduce from the Planning Department, Line Item #2305 Computer Supplies, from a budgeted amount in FY2005 of \$87,016 to \$57,016 (Savings: \$30,000) – was presented, and tagged by Council Members Alvarado and Sekula-Gibbs. Council Members Green and Berry absent.
- No. 4.15 - Reduce from the Fire Department, Line Item #2305 Computer Supplies, from a budgeted amount in FY2005 of \$183,350 to \$133,350 (Savings: \$50,000) – was presented, and tagged by Council Members Alvarado and Sekula-Gibbs. Council Members Green and Berry absent.
- No. 4.16 - Reduce from the Finance and Administration Department, Line Item #3616 Communication Equipment Services, from a budgeted amount in FY2005 of \$30,300 to \$10,300 (Savings: \$20,000) – was presented, and tagged by Council Members Alvarado and Sekula-Gibbs. Council Members Green and Berry absent.

Mayor White stated that they would now take up the amendments from the various Council Members that had not been posted on the agenda. Council Members Green and Berry absent.

Council Member Quan moved to accept written amendment No. 2.6 as follows, seconded by Council Member Khan, and tagged by Council Members Ellis and Khan. Council Members Green and Berry absent.

No. 2.6 - Allocate \$1,000,000 to the Public Works & Engineering Department for use in performing crack repair and road shoulder maintenance work.

Council Member Quan stated that his other written amendments seemed to apply to the consolidated plan and that was not before the Council so he would not offer those at this time. Council Members Green and Berry absent.

Council Member Sekula-Gibbs offered the following amendments and stated that she would tag them as well, and Council Members Wiseman and Ellis tagged the written amendments as well. Council Members Green and Berry absent.

No. 3.1 - Amendment for pension reform and accountability: Pension obligation bonds shall not be issued until the following reforms to the Houston Municipal Pension System are in place:

- 1) The City of Houston shall require biannual independent actuarial reports. These reports will reflect the state of the pension system.
- 2) The City of Houston shall require individual actuarial studies to examine the impact on the unfunded liability if there are any changes due to state law and/or any meet and confer.
- 3) The City of Houston shall require the HMPS to institute a rolling amortization period to replace the current fixed amortization period.
- 4) The City of Houston shall initiate a legislative priority to restore the Houston City Council appointments and add the City Controller to the Houston Municipal Pension System Board of Directors.
- 5) The City of Houston shall initiate a legislative priority allowing the Mayor to nominate the Chairman of the Pension System Board of Directors with final approval by City Council.

No. 3.3 - The City of Houston shall increase the number of squads and ambulances in the Fire Department so as to provide at least one ambulance or squad in every fire station.

No. 3.4 - The City of Houston Controller's office will provide an accountability review to determine the financial feasibility and effectiveness of SimHouston.

No. 3.5 - The City of Houston shall fund the state lobbying budget at 2003-2004 budget levels.

No. 3.6 - The Mayor shall disclose to City Council and the City Controller's office any direct or indirect benefits received by any department director. Excluded from this directive are any routine employee benefits.

No. 3.7 - The City Of Houston Health Department shall conduct a study of unused or underutilized space in various city clinics and explore options with Federally Qualified Health Centers and other clinics to share unused or underutilized space.

No. 3.8 - Funds allocated for the Third Ward Multi-Service Center Health Clinic shall be transferred to the Riverside Clinic when it is officially reopened.

No. 3.9 - The City of Houston shall develop an initiative to increase by 8,000 doses the number of flu vaccinations for high risk, low income patients. Each dose costing \$8.10 would be funded with revenue from increasing fees from other vaccines.



- No. 3.10 - The City of Houston Health Department shall initiate and fund a plan to significantly increase child immunizations throughout the city.
- No. 3.11 - The City of Houston shall enter into a partnership with Harris County to support and advance the Make the Right Call program which will result in the reduction of unnecessary trips to the emergency room.
- No. 3.14 - The Houston Parks and Recreation Department will enter into a partnership with Texas Children's Hospital to fight childhood obesity. Said partnership shall provide opportunities for overweight children who are patients of Texas Children's Pediatric Associates to be referred to a HPARD community program where they will participate in monitored sports programs and activities, and shall be monitored for participation and progress.
- No. 3.16 - The City of Houston shall enter into a lease with Keep Houston Beautiful for office space in return for services.
- No. 3.17 - The City of Houston shall increase senior tax exemptions in the General Purpose fund by 10%.
- No. 3.18 - The City of Houston shall fund an HPD Training Class composed of 70 cadets.

Mayor White stated that he had not reviewed the written amendments and asked that Mr. Moore and Mr. Lapin make sure he had time on his schedule to visit with the Council Members and go through them one by one and get information if needed, that the issue of how they wanted to deal with the governance of the pension boards and through what process and manner make those decisions, whether they wanted to do it in the budget process, because that alone he supported Council Member Sekula-Gibbs efforts, that it had been long standing to reform the pension system and he wanted to make sure they paid adequate attention to what those alternatives were. Council Members Green and Berry absent.

Council Member Alvarado stated that Council Member Green had several written amendments that had not been offered and would offer them as follows, and would tag them as well.

- No. 4.1 - Abolish City funded payments for boards and commissions positions for FY2005.
- No. 4.3 - Increase the annual funding in FY2005 for the HIV State of Emergency Program from \$100,000 to \$200,000 annually (Health and Human Services Department).
- No. 4.4 - Increase the Hepatitis C Awareness Initiative funded amount in FY2005 from \$100,000 to \$200,000 annually (Health and Human Services Department).
- No. 4.5 - Increase the Aging Family Caregiver Program funded in FY2005 from \$25,000 to \$50,000 (Health and Human Services Department).
- No. 4.6 - Reduce from the Municipal Courts – Administration, Line Item #3402 Parking Space Rental, from a budgeted amount of \$60,000 in FY2005 to \$40,000 (Saving: \$20,000).
- No. 4.8 - Reduce from the Police Department, Line Item #3325 Medical, Dental & Lab Services, from a budget amount in FY2005 of \$1,931,560 to \$1,731,560 (Savings: \$200,000).
- No. 4.9 - Reduce from the Building Services Department, Line Item #3105 Security Services,

from a budgeted amount in FY2005 of \$1,229,753 to \$1,169,753 (Savings: \$60,000).

- No. 4.11 - Reduce from the Public Works and Engineering Department, Line Item #3620 Enterprise Applications, from a budgeted amount in FY2005 of \$94,500 to \$44,500 (Savings: \$50,000).
- No. 4.17 - Reduce from the Human Resources Department, Line Item #1105 Salary-Part Time-Civilian, from a budgeted amount in FY2005 of \$62,104 to \$32,104 (Savings: \$30,000).
- No. 4.18 - Reduce from the Information Technology Department, Line Item #3107 Temporary Personnel Services, from a budgeted amount in FY2005 of \$204,310 to \$174,310 (Savings: \$30,000).

Council Member Edwards stated that would offer the following written amendments and where the word "city" appeared it should be replaced with "City of Houston" and would tag the items. Council Members Green and Berry absent.

- No. 9.1 - Conduct a study of how to revise the city's drainage permitting process to include, but not limited to, 1) hiring a staff hydrologist and a team of dedicated drainage inspectors; 2) mandated drainage plans for ALL new construction &/or existing building permit applications; 3) a proposed drainage permit fee to assist with cost recovery; 4) tax abatements incentives; and 4) the coordination and execution of all drainage permits & inspections under the PWE Department. Study would return recommendations by December 31, 2004.
- No. 9.2 – Increase city's funding for HIV/AIDS State of Emergency Task Force to \$500,000.00.
- No. 9.3 – Increase city's funding for Hepatitis C Task Force to \$500,000.00.
- No. 9.4 – Place a charter amendment on the November 2004 ballot requiring a two-thirds super-majority vote of City Council to spend Rainy Day Fund.
- No. 9.5 – Place a charter amendment on the November 2004 ballot affirming the ability of the City Controller to conduct audits, including performance audits, of City of Houston Departments.
- No. 9.6 – Maintain Police Athletic league (PAL) funding at FY04 level.
- No. 9.7 - Maintain funding for all after school programs at FY04 levels.

Council Member Holm stated that she wanted to offer written amendment 12.4 and would tag the item. Council Members Green and Berry absent.

- No. 12.4 - The city will adopt a policy for all Licenses to be implemented and reflected in every department's budget for FY05. The policy will be developed and implemented during the first quarter of FY0.

Council Member Garcia stated that he would offer the following written amendments, and they were tagged by Council Members Wiseman and Khan. Council Members Green and Berry absent.

- No. 13.5 – No employee shall have both a city owned cell phone and city owned pager. All personnel that are not in a position that requires responding to emergency situations with immediacy shall not be issued a city owned cell phone (inclusive of management positions).

- No. 13.8 – Reduce line item #3345 Miscellaneous Support Services (*due to increase of document storage*) (Police General Fund) from \$823,100 to \$600,000(FY2004 Estimate).
- No. 13.9 – Reduce Planning and Development General Fund FY 05 – Personnel by 1-Asst. Director and 1 Deputy Asst. Director.
- No. 13.10 – Develop study on the implementation of a 6% Public Safety set aside from TIRZ revenue.
- No. 13.11 – Develop study to increase ambulance, SOB, late hour, dance, beer & wine permits; public safety reports fees and dedicate to public safety.
- No. 13.12 – Develop study to increase mobile food vendor licenses and dedicate to health department for increase inspections.
- No. 13.13 – Develop study to possibly save up to \$1million by transferring auditing & accounting responsibilities (Police General Fund – Line Item #3300 to F&A.
- No. 13.14 – Develop study to dedicate revenue generated by one time sale of city owned taxed foreclosed property to local drainage projects.
- No. 13.15 - Develop study on feasibility of outsourcing MWBE certification process of Affirmative Action Department to achieve a thirty day or less certification process.

Council Member Alvarado offered written amendment numbers 14.7 and 14.8 and tagged the amendments. Council Members Green and Berry absent.

- No. 14.7 – Study the feasibility of creating taxicab zones that would include a fee implementation.
- No. 14.8 – Study the feasibility of modifying the current ordinance relating to grease within the sewerage collection system so as to reduce re-occurring sewage spills

61a. ORDINANCE related to the Fiscal Affairs of the City, including approving the annual budgets of the City of Houston, Texas, for Fiscal Year 2005 for the General, Enterprise, Special Revenue, Internal Service, Revolving, Debt Service and Tax Increment Reinvestment Zone Funds; providing for future adjustment to the beginning fund balances; making various amendments to the proposed budgets; re-designating a cash reserve in the fund balance; increasing certain fees; making adjustments to the structure of the Houston Emergency Center; establishing a cost for copies of the structure of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability – was presented, and tagged by Council Members Wiseman and Holm. Council Members Green and Berry absent.

Council Member Lawrence stated on behalf of the City Council Members she wanted to wish Mayor White a Happy Birthday.

#### **MATTERS HELD** - NUMBERS 63 through 69

63. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,490,938.72 and acceptance of work on contract with **TEXAS STERLING CONSTRUCTION, L.P.** for Neighborhood Sanitary Sewer Systems Improvements; Tilfer/Fairway, Cullen Boulevard, Woodhead and Yellowstone Boulevard Relief Projects, GFS R-2011-19-3 (4808) - 02.07% over the original contract

amount - **DISTRICTS D - EDWARDS and I - ALVARADO** – (This was Item 6 on Agenda of June 9, 2004, TAGGED BY COUNCIL MEMBER GARCIA) – was presented.

Council Member Garcia moved to postpone Item No. 63 for two weeks, seconded by Council Member Ellis.

Mayor White stated that he would not have an objection, that he had looked into the issue of Texas Sterling that had been raised by Council Member Goldberg and that particular street work and sought the assessment of some professionals and would take the opportunity to say that on a recent occasion Texas Sterling was requested to do extraordinary work under very short notice and Public Works professionals thought they did an incredible job, that he was familiar with the details, that he had never heard of them before Council Member Goldberg started talking about them but had really taken a look at some of the issues because he wanted to send signals on non performers.

A vote was called on Council Member Garcia's motion to postpone Item No. 63 for two weeks. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Members Green and Berry absent. MOTION 2004-0690 ADOPTED.

64. ORDINANCE appropriating \$13,637.00 out of Street & Bridge Consolidated Construction Fund Number 437 to pay the amount needed to settle this case and pay the City's costs of court in connection with the eminent domain proceeding styled City of Houston v. Beverly Edelman, et al, to acquire Parcel Number L98-13, for the Almeda-Genoa Road Paving Project (Almeda Road State Highway 288); GFS/CIP N-0493-00-1 - **DISTRICT D – EDWARDS – (This was Item 7 on Agenda of June 9, 2004, TAGGED BY COUNCIL MEMBER WISEMAN)** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Members Green and Berry absent. ORDINANCE 2004-0639 ADOPTED.
- 64a. RECOMMENDATION from City Attorney to settle eminent domain proceeding styled City of Houston v. Beverly Edelman, et al., Cause No. 731,631; for a total amount of \$107,000.00 and pay all costs of court, in connection with **ALMEDA-GENOA WIDENING PROJECT (Almeda Rd. State Highway 288); CIP/GFS N-0493-00-1 - DISTRICT D – EDWARDS – (This was Item 7a on Agenda of June 9, 2004, TAGGED BY COUNCIL MEMBER WISEMAN)** – was presented, moved by Council Member Khan, seconded by Council Member Quan. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Members Green and Berry absent. MOTION 2004-0691 ADOPTED.
65. ORDINANCE approving and authorizing contract between the City of Houston and **GREENBERG TRAUIG, LLP** for Professional Legal Services, providing a maximum contract amount \$110,000.00 - Property and Casualty Fund – **(This was Item 21 on Agenda of June 9, 2004, TAGGED BY COUNCIL MEMBER WISEMAN)** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Members Green and Berry absent. ORDINANCE 2004-0640 ADOPTED.
66. ORDINANCE appropriating \$100,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Environmental Consulting Services contract between the City of Houston and **SEPARATION SYSTEMS CONSULTANTS, INC** for Environmental Assessments, CIP R-0019-30-2; providing funding for project management – **(This was item 25 on Agenda of June 9, 2004, TAGGED BY COUNCIL MEMBER WISEMAN)** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Members Green and Berry absent. ORDINANCE 2004-0641 ADOPTED.

67. ORDINANCE awarding construction contract to **COLT UTILITIES, INC** for Water, Sanitary Sewer and Storm Drainage Systems to serve Section Four for the Tierra Glen Subdivision; approving and authorizing assignment of construction contract to **BEAZER HOMES TEXAS. L.P.**, CIP S-0800-80-3 and R-0800-80-3 (DPC-35) - **DISTRICT E – WISEMAN – (This was Item 26 on Agenda of June 9, 2004, TAGGED BY COUNCIL MEMBER WISEMAN)** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Members Green and Berry absent. ORDINANCE 2004-0642 ADOPTED.
68. ORDINANCE appropriating \$250,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing a first amendment to a professional surveying services contract between the City and **RODS SURVEYING, INC** for Survey Control; CIP N-0645-04-2; N-0645-04-3; (SB9028); providing funding for contingencies relating to construction of facilities financed by Street & Bridge Consolidated Construction Fund – **(This was Item 28 on Agenda of June 9, 2004, TAGGED BY COUNCIL MEMBER WISEMAN)** – was presented. All voting aye. Nays none. Council Members Galloway and Goldberg out of the city on city business. Council Members Green and Berry absent. ORDINANCE 2004-0643 ADOPTED.

#### **MATTERS TO BE PRESENTED BY COUNCIL MEMBERS**

Council Member Edwards stated that she would like to ask for consideration for the number of streets in their district that had been constructed improperly, where the design was bringing more flooding than there was before. Council Members Lawrence, Wiseman, Khan, Green and Berry absent.

Council Member Edwards stated that she had three CIP projects that were passed in previous administrations in District D and the community was saying that they did not know anything about the projects and did not know how they got on the CIP and she had no way of tracking that information and would like for them to look at some type of policy or ordinance that stated that certain materials had to be archived for a certain period of time, especially CIP projects, for the length of the project. Mayor White and Council Members Lawrence, Khan, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Garcia stated that the Public Safety Homeland Security meeting would be held this afternoon. Mayor White and Council Members Lawrence, Khan, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Garcia stated that he wanted to thank the Chairman of the Fiscal Affairs for guiding them through the budget process and wanted to thank his staff, especially Rebecca Reyna, who had been spending lot of hours going through the information and pulling the details out. Mayor White and Council Members Lawrence, Khan, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Garcia stated that he wanted to commend the Mayor on his selection of the new Parks Director and also wanted to thank Director Okan-Vick who had done a tremendous job during her tenure. Mayor White and Council Members Lawrence, Khan, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Sekula-Gibbs stated that she wanted to invite everyone to a townhall meeting at the Shrine Bookstore and Cultural Center at 5309 Martin Luther King Boulevard, that it was from 6:30 p.m. to 8:00 p.m. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Sekula-Gibbs stated that on June 18, 2004 they had a very important

deadline for applications for new federally qualified health centers. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Khan stated that he wanted to thank the Convention and Visitors Bureau for briefing him on one of the agenda items from a couple of weeks ago where they were talking about how they were promoting the City after the Super Bowl, that they were doing a fantastic job. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding.(NO QUORUM PRESENT)

Council Member Quan stated that he wanted to acknowledge the Mayor for his support with the Home Repair Program, that he was very pleased to learn that \$2 million dollars were being allocated for that need, that he also wanted to thank the Mayor for his support of their Housing Strategies, that a report was just released yesterday and was available to anyone interested at [www.HoustonHousing.org](http://www.HoustonHousing.org). Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Quan stated that he was pleased that Council Member Goldberg withdrew his amendment to take away funding for their membership in the National League of Cities. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Quan stated that he also wanted to thank Ms. Okan-Vick for her wonderful work with the Parks Department. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mayor Pro Tem Alvarado stated that she wanted to wish the HPD Bicycle Relay Team luck, they were leaving next Tuesday and were going to ride 2,970 miles to Quebec City, if anyone wanted to wish them well it was next Tuesday at 7:00 a.m. to 8:00 a.m. at the Warwick Hotel, 5701 Main. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Wiseman stated that she had some photos for those at the Council table who were under the impression that Kingwood did not flood, that the photos were proof that all it took was a couple of inches of rain and they had flooding in Kingwood, that she would be sending them to the administration asking for drainage relief in Kingwood. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding.(NO QUORUM PRESENT)

Council Member Wiseman stated that Ms. Brenda Flores passed away this weekend and asked for a moment of silence for Ms. Flores and her family. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 1:45 p.m. Council Members Galloway and Goldberg out of the city on city business. Mayor White and Council Members Lawrence, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

DETAILED INFORMATION ON FILE IN THE OFFICE OF THE CITY SECRETARY.

MINUTES READ AND APPROVED

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Anna Russell, City Secretary